G. R. S. App. F. IX-4]

Previous References.

194 /-

(1941)

File No. 103.

Serial Nos. 1-

Later References.

Ch. 165 A-46-9-11.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 3

Part B for February 1942 -

SUBJECT.

Report on the Administration of Criminal Justice in Mysore for 1940-41.

G.O. No. P. 395-9-63 dated 28 2/42

To.

The Registrar, High Court of Mysore, Bangalore

District Magistrates of Districts -

Records Sec

In duplicate -

2577
O

General and Revenue Secretariat — File No. 103 of 1941. — [App. F. III-2

Serial No.	
1	From The Registrar High Court P 37/40-41 dt 13. 11. 1941 Forwards the Report on the Administration of Criminal Justice in Mysore for 1940-41 Submitted with a draft 14/11 No 2020 dt 15. 11. 1941

NOTE—Cont. Sheet.

W.P.04155—G.P.P.—55,000—28-10-41

2597

CS File No. 103 of 1941. General and Revenue Secretariat

Serial No. 3

DEPUTY'S OFFICE
No. 5718

OFFICE OF THE MINISTER
DEC 29 1941
No. 6561

The Statistical Statements have been Verified and the reports checked with reference to these statements

A draft of a review is also submitted herewith

(CPRO 26/12)

(Minister for Law) Hm 27.12.41

(Law Secretary) 27/12/41

(Minister) 29/12

This is a Council matter and may be disposed off by circulation

(Dewan) Hm 30.12.41 30/12

3/1/42

3.1.42

For favour of circulation

(Chief Secy M/C.) Hm 5.1.42

5/1/42

(CPRO 3/1)

A typed Copy the approved draft review is laid here

Cir Memo Submitted

5/1/42 Signed 5/1

For Disposal by Circulation.

No. C. 586

of 1941

GENERAL AND REVENUE SECRETARIAT

Council Matter.

Subject

Report on the Administration of Criminal Justice in Mysore for the year 1940-41, and Govt. Review thereon.

Circulated to the Council of Ministers.

By Order,

Chief Secretary to Government.

5th January 1942

Minister for Finance and Revenue. (Seen)

Minister for Law. (Seen)

6681 / 6.1.42 **Minister for Education.** 6.1.42

4233 / 9.1.42 **Minister for Local Self-Government and Public Health.** 9.1.42

Law Secy. with Comp.

CS

12.1.42

12.1.42

Criminal Justice Administration Report for 1940-41 -599

General and Revenue Secretariat | File No. | of 194 | [App. F. III—2

Serial No.

A. D. F. N is put up

(Law Secretary) 3 15/1/42

15/1/42

D. F. N. submitted

(Minister in charge) Hm 17.1.42 2

Signed F.N is placed in file 3 19/1/42

GLB

S. F. N. submitted

(Dewan) Hm 19.1.42 2

SECY. L. & A. DEPT. 499 16 JAN. 1942 GOVT OF MYSORE

JAN 17 1942 No. 7294

CHIEF OFFICE 19. JAN. 1942 NO. 6239

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

Final Note by the Minister for Law.

Subject.—

Report on the Administration of Criminal Justice in Mysore for the year 1940-41.

I submit herewith for the gracious perusal of His Highness, the Report on the Administration of Criminal Justice in Mysore for the year 1940-41 together with the Government review thereon.

Bangalore,
17th January 1942.

MINISTER FOR LAW.

Submitted to His Highness.

I submit herewith a Final Note by the Minister for Law regarding the Report on the Administration of Criminal Justice in Mysore, for the year 1940-41

for His Highness's gracious perusal.

N. Madhava Rau

Dewan.

Record of Cases submitted for the Orders of

His Highness the Maharaja.

582

Subject.

Report on the administration of Criminal Justice in Mysore for the year 1940-41.

Order.

21/1/'42

Chief Sec'y

21.1.

26/1/42

23.1.42

2599
Rev 58.

General and Revenue

Secretariat.

SUBJECT:—

Report on the administration of Criminal Justice in Mysore for the year 1940-41

Circulated to Council of Ministers for perusal of His Highness' orders ~~before/after issue of orders~~. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.) (*)

Chief Secretary to Government.

Through the Secretary to Government,

.....Department.

Minister for Finance and Revenue. 28.1.42

Minister for Law. (on deputation)

Minister for Education. 29.1.42

Minister for Local Self-Govt. and Public Health. —do—

Law Secy. with Compliments

30/1/42

files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Ministers for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after, to the Chief Secretary for circulation to the Ministers.

34. In all other cases, the files will first be circulated to the Ministers at Headquarters and then sent to the Secretariat concerned for the issue of orders.

4186/26.1.42

4107/29.1.42

NOTE.—Contn. sheet

WD 04199—GPB—500—27-9-41

Report on the Administration of Criminal Justice for 1940-41

2599

General and Revenue Secretariat — File No. 103 S of 1941 — [App. F. III—2

Serial No.	
	Submitted for orders as to whether the draft in the file may be. [It is also for orders as to whether the pencil Corrections in the draft may be adopted] The corrections may be adopted & draft may be issued. Law Secretary 31/1/42
	31/1
	31.1.42

SECY. LAW DEPT. 31 JAN 1942 GOVT OF MYSORE

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

App. F VI G 10.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS

Criminal Justice

Reviews the report on the Administration of —— in Mysore for the year 1940-41.

G. O. No. P 3954-63/Cls 103-41-3 DATED 28. 2. 1942

May this be

i. printed ? yes

ii. treated as a standing order ? No

iii. published in the Gazette English Part? yes

iv. translated ? yes

v. placed at the disposal of the press ? yes

vi. published in the Gazette Kannada Part ? yes

Put for orders

May be done as noted above

3

28/2/42

~~O. C. No.~~ P. 37/40-41.

Enc: Report in triplicate and 13 statements in duplicate

2599/41

HIGH COURT OF MYSORE,

Bangalore, 13th November 1941.

FROM

Ch 103-41-1

T. SHAMIENGAR, Esq., B.A., B.L.,
Registrar, High Court of Mysore,
BANGALORE.

SECY. LAW DEPT. 21 13 NOV. 1941 GOVT OF MYSORE

To 13/11/41

H.V. NARAYANA RAO, Esq., B.A., LL.B.,
Secretary to the Government of Mysore,
Law Department, BANGALORE.

SIR,

I am directed to enclose, in triplicate, the report on the Administration of Criminal Justice in Mysore for the year 1940-41, with the usual statistical statements in duplicate.

I have the honour to be,
Sir,
Your most obedient servant,

T. Shamiengar
REGISTRAR.

SR.
GRA/-

Report on the Administration of Criminal Justice in Mysore for the year 1940-41.

=====

PART I.

HIGH COURT.

1. PERSONNEL.

(i) Sir D'Arcy Reilly, Chief Justice, was on leave from 18th October 1940 to 29th October 1940. Adi-ul-Mulk Mr. Justice Abdul Ghani officiated as Chief Justice during that period.

(ii) The two temporary Judges, Mr. Justice Venkata Ranga Iyengar and Mr. Justice Subrahmanya Aiyar, who were added to the High Court for two years from 15th February 1940 in consequence of an increase of civil work, continued to hold office.

2. APPEALS.

(i) Institutions:-

The number of appeals filed during the year was 70 against 75 in the previous year, 39 in 1938-39 and 42 in 1937-38. Four appeals (against 2 in the previous year) were preferred by the Government against orders of acquittal.

(ii) Disposals:-

No appeal remained from the previous year. All the 70 appeals received, involving 113 persons, were disposed of. Of the 4 appeals against acquittal in two the orders of the lower Court were confirmed, in one the accused was convicted and sentenced, and in the other a fresh trial was ordered. Of the remaining appeals ten, concerning 10 persons, were dismissed under Section 421, Code of Criminal Procedure; in 34 appeals, concerning 55 persons, the convictions and sentences were confirmed; in 14 appeals, concerning 20 persons, the sentences were reduced or altered; in 7 appeals, concerning 23 persons, the convictions were set aside and the appellants were acquitted and in 1 appeal. concerning 1 person, a fresh trial was ordered.

(iii) Pendency:-

No appeal was left pending at the end of the year.

(iv) Average duration:-

The average duration of appeals disposed of during the year was 30.5 days against 28.4 days in the previous year, 26.44 days in 1938-39, 29.51 days in 1937-38 and 37.48 days in 1936-37.

3. REFERENCES UNDER SECTION 374, CODE OF CRIMINAL PROCEDURE

Two cases, involving 4 persons, came up for confirmation of sentences of death during the year. The sentences of death were confirmed in one case, involving 3 persons, and in the other case, concerning one person, the sentence was reduced to transportation for life. No case was left pending.

4. REFERENCES UNDER SECTION 307, CODE OF CRIMINAL PROCEDURE.

No case under this provision of law was pending at the beginning of the year, nor was any received during the year.

5. MISCELLANEOUS APPEALS.

No miscellaneous appeal was pending at the end of 1939-40. One appeal was filed during the year, and it was disposed of.

6. REVISION.

(i) The number of copies of judgments and orders of lower Courts received in the High Court during the year under report was 1,093 against 1,282 in the previous year. They

were

were scrutinised, and proceedings were issued whenever necessary.

(ii) The number of cases referred to the High Court by Sessions Judges and District Magistrates for revision or taken up by the High Court suo motu was 23, involving 59 persons; including 1 case, involving 1 person, which was pending from the previous year, the total number for disposal was 24 cases, relating to 60 persons; and all of them were disposed of.

(iii) Revision Petitions:-

The number of petitions for revision received during the year was 325, involving 536 persons, against 328, involving 564 persons, in the previous year. At the beginning of the year 10 petitions, involving 21 persons, were pending. The number of petitions disposed of was 333, involving 554 persons, against 399, involving 683 persons, in the year 1939-40. Only 2 petitions, involving 3 persons, were left pending at the end of the year, the smallest number in any year, so far as can be ascertained. These 2 petitions, which were left pending, had been received in the month of June. The decisions of the lower Courts were reversed in 45 cases and altered in 32 cases; retrial or further inquiry

325
10
335

was

ordered in 20 cases; 184 petitions were rejected without notice to the other side; and 52 were dismissed after notice. It will be seen that over 70.8 per cent of the petitions were unsuccessful against 71.1 per cent in the previous year, which indicates that attempts to abuse the right to apply to the High Court for revision in Criminal matters persist.

7. OTHER PETITIONS.

Including 4 petitions pending from the previous year, there were for disposal 127 petitions, of which 126 were disposed of, leaving 1 pending at the end of the year.

8. CASES UNDER THE CONTEMPT OF COURTS ACT.

No case was pending at the end of the previous year. One case, involving 3 persons, was filed during the year. Two persons were sentenced to a fine of Rs.25/- each and the other to a fine of Rs.50/-. No case was left pending at the end of the year.

9. GENERAL VIEW OF WORK OF THE HIGH COURT ON THE CRIMINAL SIDE.

The table below shows the work of the High Court on the Criminal side as compared with that of the previous year.

Year	For disposal.									Disposed of.									Pending.								
	Appeals.	Cases under Section 374, Code of Criminal Procedure.	References under Section 307, Code of Criminal Procedure.	Miscellaneous Appeals.	Revision Cases.	Revision Petitions.	Other Petitions.	Cases under Contempt of Courts Act.	Total.	Appeals.	Cases under Section 374, Code of Criminal Procedure.	References under Section 307, Code of Criminal Procedure.	Miscellaneous Appeals.	Revision Cases.	Revision Petitions.	Other Petitions.	Cases under Contempt of Courts Act.	Total.	Appeals.	Cases under Section 374, Code of Criminal Procedure.	References under Section 307, Code of Criminal Procedure.	Miscellaneous Appeals.	Revision Cases.	Revision Petitions.	Other Petitions.	Cases under Contempt of Courts Act.	TOTAL.
939-40	75	4	1	-	64	409	127	2	682	75	4	1	-	63	399	123	2	667	-	-	-	-	1	10	4	-	15
940-41	70	2	-	1	24	335	127	1	560	70	2	-	1	24	333	126	1	557	-	-	-	-	1	2	1	-	3

It

It will be seen that the Criminal work of the Court was kept up-to-date. The number of cases left unfinished at the end of the year was only 3 -- the lowest on record.

PART II.

(Vide next page)

PART II.

COURTS SUBORDINATE TO THE HIGH COURT.

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1. Number of Courts.

(a) Excluding Revenue Officers, who were ex officio Magistrates, the number of Judges and Magistrates exercising original jurisdiction at the end of the year under report was 73 against 72 at the end of the previous year, viz:-

4 Sessions Judges (including the Additional Sessions Judge of Bangalore),

4 Assistant Sessions Judges (including an Additional Assistant Sessions Judge at Mysore),

9 District Magistrates,

30 Special Magistrates (including the temporary Second City Magistrates of Bangalore and Mysore, the Sub-Division Officer of Sakalespur, and a Special Magistrate at Bangalore temporarily appointed for the trial of a group of big cheating cases),

7 Munsiff-Magistrates (at Doddaballapur, Holenarasipur, Hunsur, Kolar Gold Fields, Chickmagalur, Tarikere and Narasimharajapura)

1 Third Class Magistrate at Chintamani (the Sub Registrar)
12 Benches of Honorary Magistrates and
6 Justices of the Peace.

73 Total.

(b) The appointment of a temporary Additional District and Sessions Judge for the Bangalore Division was continued for a further period of a year from 3rd April 1941.

(c) An Additional District and Sessions Judge, who was appointed to the District Court at Shimoga for a period of six months from 1st August 1939 and whose term of appointment was extended up to 23rd December 1940, ceased to work after that date.

(d) A Second Additional Sessions Judge for the Bangalore Division was appointed from 1st July 1940 for the trial of a heavy murder case. His appointment ceased on 23rd September 1940.

(e) The term of the temporary Second City Magistrate of Bangalore was further extended for a period of a year from 2nd January 1941.

(f) The Second City Magistrate's Court at Mysore was continued for another

another year from 1st September 1940.

(g) . The Bench of Honorary Magistrates at Chintamani was abolished from 1st October 1940; and the Sub-Registrar of that place was appointed an ex officio Third Class Magistrate for the trial of offences punishable under Special and Local Laws arising within the Chintamani Taluk.

(h) The Bench of Honorary Magistrates at Tumkur was abolished from 5th January 1941, and the Second Magistrate of Tumkur was empowered from that date to try such cases as were till then being tried by that Bench.

(i) The Benches of Honorary Magistrates at Malur and Mulbagal ceased from 2nd January 1941 to try cases relating to offences punishable under the Penal Code and retained their jurisdiction only in regard to offences punishable under Special and Local Laws; and the Second Magistrate of Kolar was empowered from that date to take cognisance of such offences punishable under the Penal Code as were till then within the jurisdiction of those Benches of Honorary Magistrates.

(j) In order to give some relief to the Court of the Special First

Class

Class Magistrate and Additional Subordinate Judge of Chickmagalur and also to make a better distribution of work among the existing courts (Civil and Criminal) in the Kadur District the Special First Class Magistrate of Chickmagalur was relieved of Second Class cases of the Chickmagalur Taluk, Second and Third Class cases of the Mudigere Taluk and First Class cases of the Tarikere and Koppa Taluks and the Narasimharajapura Sub Taluk and the Sringeri Jahagir from 1st October 1940.

(k) The Munsiff of Chickmagalur was appointed from 1st October 1940, by virtue of his office, a Magistrate of the Second Class with jurisdiction over Second Class cases of the Chickmagalur Taluk and Second and Third Class cases of the Mudigere Taluk.

(l) The Munsiff of Narasimharajapura was appointed from 1st October 1940 by virtue of his office a Magistrate of the First Class with jurisdiction over all classes of cases of the Koppa Taluk, the Narasimharajapura Sub-Taluk and the Sringeri Jahagir and First Class Cases of the Tarikere Taluk.

(m)

(m) From 1st October 1940 the Special Second Class Magistrate of Tarikere became a Munsiff-Magistrate with Civil Jurisdiction over the Tarikere and Kadur Taluks, and his Criminal jurisdiction to try Second and Third Class cases was from that day confined to those two taluks.

(n) A Special First Class Magistrate was appointed temporarily at Bangalore from 8th April 1941 for the trial of a group of heavy cheating cases.

(o) There was no change in the itineration of Magistrates during the year.

(p) Justices of the Peace:- Sir Charles Todhunter, Private Secretary to His Highness the Maharaja of Mysore, Mr. E.G. Mc Alpine, Director of Public Instruction in Mysore, Mr. J.C. Rollo, Principal of the Maharaja's College at Mysore, Mr. A.B. Mackintosh, Principal of the Central College at Bangalore, Sir Martin Forster and Mr.C.E.Lloyd-Worth continued to be Justices of the Peace during the year.

(q) The system of giving Magisterial work to Munsiffs and Civil Work to Magistrates in addition

to their usual Civil and Criminal work respectively was continued in certain places, and in addition the system was extended to the Kadur District as explained above. The First Magistrate of Shimoga, who was appointed Additional Munsiff of the Munsiff's Court at Shimoga from 2nd January 1940, continued to be so. The Munsiffs of Holenarsipur and Hunsur continued to be Second Class Magistrates, and the Munsiff of Dodballapur a First Class Magistrate. Similarly the Munsiff of Kolar Gold Fields continued to be a Second Class Magistrate for the trial of sanitation cases in the Kolar Gold Fields Sanitary Board area. The Second Magistrates at Kolar and Tumkur continued to be Additional Munsiffs of the Courts of the Munsiff of Kolar and the First Munsiff of Tumkur respectively; but it was not necessary for the Second Magistrate of Kolar to do any Civil work during the year. First Class Magistrates of the status of Subordinate Judges continued to work also as Additional Subordinate Judges, those stationed at Chickmagalur, Chitaldrug, Hassan and Kolar hearing both original suits and civil appeals of their District and the First Magistrate of Tumkur hearing only

civ

civil appeals from the decision of the Munsiffs in the Tumkur District.

2. Receipts and Charges.

The receipts of Criminal Courts other than the High Court amounted to Rs.98,834-8-0 against Rs.91,945-1-6 in the previous year, and the charges to Rs.2,31,719-2-8 against Rs.2,02,376-13-5.

3. Offences reported.

The total number of offences reported was 32,433 against 36,230 in the previous year, showing a decrease of 3,797; and there was a corresponding decrease in the number of cases "returned as true", viz., 31,604 against 35,244. The proportion of cases "returned as true" was 97.4 against 97.2 per cent in the previous years but as in the previous year it must not be supposed that anything like so large a proportion of cases before the Courts were really true. The classification "returned as true" for statistical purposes is so artificial as to be almost meaningless.

Statement No 2

4. Persons brought to trial.

Including 5,600 persons awaiting trial at the close of the previous year, the total number of persons brought to trial in Magistrates

Courts

Courts was 47.304 (excluding 316 persons committed to sessions during the year) against 53,877 in the previous year. Of the persons brought to trial the cases in respect of 42,964 against 48,277 in the previous year were disposed of. the percentage being 90.8 against 89.6 and representing a continued improvement. The total number of persons convicted was 24,021 and of those acquitted or discharged 17,461. The proportion of persons convicted to those acquitted or discharged was 57.9 to 42.1 against 58.6 to 41.3 in the previous year. The number of persons whose cases were left pending at the end of the year was 4,340 against 5,600 at the end of the previous year.

5. Offences under the Penal Code.

(i) Affecting the human body:

The number of persons tried for offences under this head was 8585 (against 9209 in the previous year) or 18.1 per cent of the total number of persons brought to trial (against 17.08 per cent in the previous year). The cases concerning 7282 persons (against 7666 in the previous year) were disposed of, 431 or 5.9 per cent (against 451 or 5.8 per cent) being convicted.

convicted. The largest proportion of persons, 7861 - (4561 plus 3300) or 91.5 per cent (against 8100 or 87.9 per cent), were, as usual, concerned in offences of hurt and assault.

(ii) Affecting property:

The number of persons dealt with under this head was 9138 or 19.3 per cent of the total number of persons brought to trial (against 10,097 or 18.7 per cent in the previous year). The cases of 7630 persons were disposed of, the percentage of conviction being 32.1 against 30.3 in the previous year. Of the total number of persons brought to trial under this head 55.9 per cent were dealt with for offences of theft and 23.5 per cent for trespass of against 55.1 per cent and 25.9 per cent respectively in the previous year.

6. Offences punishable under Special and Local Laws.

The number of persons brought to trial under this head was 25,179 or 53.2 per cent of the total number of persons brought to trial against 27,799 or 51.59 per cent in the previous year. The cases against 24,292 persons were disposed of, 20,189 or 83.1 per cent being convicted against 85.05 per cent in the previous year. Details of offences under

under Special and Local Laws have been given with figures under each law separately in the statement appended to this report.

7. Heinous Offences punishable under the Indian Penal Code.

Information regarding these offences is embodied in statement 'A' annexed.

Compared with the previous year's figures there was an increase in offences of culpable homicide not amounting to murder (10 against 9), cattle theft (135 against 121), and of receiving stolen property (35 against 32), while there was a fall in offences of giving false evidence (31 against 34), grievous hurt (227 against 359), rape (1 against 8), theft (1945 against 1987) and robbery (31 against 41). The number of cases of murder was 60 as in the previous year.

8. General Results of Magisterial Work.

(Vide Statement No.4 as regards persons and statement 'B' as regards cases)

(a) Work done:

The number of persons dealt with by Magistrates was 47,304 (excluding

(excluding 316 persons committed to sessions) against 53,877, a decrease of 6573 persons. There was a corresponding decrease in the number of cases, namely, ~~32,092~~ against 35,642 in 1939-40.

(i) District Magistrates' Courts:

Twenty cases regarding 21 persons (against 31 cases regarding 47 persons in the previous year) were before District Magistrates. None of these cases was left pending at the end of the year.

(ii) Stipendiary Magistrates Courts:

By stipendiary Magistrates other than District Magistrates 27,934 cases regarding 39,952 persons were disposed of against 30,518 cases regarding 44,801 persons in the previous year. The number of cases left pending was 1,764 against 2,249 in the previous year.

(iii) Benches of Honorary Magistrates:

Benches of Honorary Magistrates had before them 2,350 cases, regarding 3,655 persons, against 2,844 cases, regarding 4,431 persons, in the previous year; and they disposed of 2,206 cases, regarding 3,307 persons, against 2,590 cases

regarding

regarding 3,855 persons, in the previous year. The number of cases left pending was 144 against 254 in the previous year.

(b) Pendency:

It is satisfactory that there was a decrease in the total number of cases and of persons awaiting trial at the end of the year, the respective numbers being 1,908 and 4,340 against 2,503 and 5,600 in the previous year.

(This relates to all the Magistrates' Courts including Male & D.MS and Benin Courts)

(c) Average duration:-

In the Courts of the District Magistrates the average duration of trials was 11.8 days against 31.6 days in 1939-40, 26.6 in 1938-39 and 50.6 days in 1937-38. In the Courts of other Stipendiary Magistrates it was 32.1 days against 37.7 days in 1939-40, 40.4 days in 1938-39 and 52.1 days in 1937-38. In Honorary Magistrates' Courts the average duration was 37.46 days against 42.2 days in 1939-40, 36.8 days in 1938-39 and 40.8 days in 1937-38.

(d) Cases over six months old:

The number of regular cases over six months old left pending at the end of the year was 29 against

112 at the end of the previous year - the lowest number on record. This reduction by 85 cases or 74 per cent shows that there has been a very considerable improvement in this matter. Of the 29 cases more than six months old 12 were in the Bangalore District, 8 in the Mysore District, 5 in the Hassan District and 4 in the Kadur District. Five of the Districts, namely Kolar, Tumkur, Mandya, Shimoga and Chitaldrug were clear of such cases at the end of the year. The total number of such old cases pending in the Courts of Special Magistrates was 13 and before Benches of Honorary Magistrates 16. Of the 30 Special Magistrates' and 7 Munsiff-Magistrates' Courts 30 Courts were free of such cases against 14 in the previous year. The largest number pending was 5, in the Second City Magistrate's Court at Mysore. There was some improvement in the disposal of old cases by the Benches of Honorary Magistrates, the total number of such cases pending at the end of the year being 16 against 31 in 1939-40. Of the 16 cases 11 were before the Bench of Honorary Magistrates at Bangalore, 4 before the Bench at Hassan and 1 before the Bench at Chickmagalur.

But

But, considering the kind of cases which such Benches hear, they were often deplorably dilatory; and that is why it was necessary to abolish two Benches and to restrict the jurisdiction of two others, as stated above.

9. Miscellaneous Proceedings in the Courts of the Magistrates:

(a) The total number of miscellaneous proceedings before Magistrates was 854, concerning 1,753 persons, against 1,138 concerning 2,306 persons in the previous year The largest number of cases related, as before, to disputes regarding immoveable property (Chapter XII, Code of Criminal Procedure), namely 194 cases, concerning 731 persons, against 266 cases, concerning 955 persons, in the previous year.

(b) Average duration:

Out of 854 cases for disposal 758 cases (against 1015 cases) were disposed of, leaving 96 cases (against 123) pending. The average duration was 61.17 days against 68.07 days in 1939-40.

(c) Possession Cases:

The number of cases pending at the beginning of the year was 60 against 87 in the year 39-40.

The

The number of cases instituted was 134 (72 by private parties and 62 by Police), making a total of 194 cases for disposal. Of these 148 cases were disposed of, leaving 46 pendingat the end of the year. The average duration of possession cases disposed of was 136.23 days against 135.5 days in the previous year. There was a reduction in the number of cases instituted by private parties from 120 to 72; but the number was still high and showed that Magistrates must still be on their guard against entertaining cases of this nature, which parties wish to launch merely as first moves in civil disputes. There was great variation in the number of such cases brought by private parties in different Districts. In the Bangalore District it was 24, and in the Tumkur District it was 10; in the Chitaldrug, Kadur and Mandya Districts it was only 4, 3 and 2 respectively.

(d) Security for keeping the Peace:

The number of cases pending at the beginning of the year was 21. The number instituted during the year was 36 (4 by private parties and 32 by Police), making a total of 57 cases for disposal. Of these 47 were

disposed

disposed of, leaving 10 pending at the end of the year. The average duration of cases disposed of was 118.5 days against 93.9 days during the previous year.

(e) Security for good behaviour:—

The number of cases pending at the beginning of the year was 15. The number of cases instituted during the year was 99 (all by the Police) making a total of 114 cases for disposal; Of these 105 were disposed of, leaving 9 pending at the end of the year. The average duration of cases disposed of was 48.96 days against 44.5 in the previous year.

(f) Cases over six months old:—

In Miscellaneous cases also taken separately, there was a reduction in the number which were six months old at the end of the year but still un-finished. In the previous year it was 18. In the year under report it was 7. In the Chitaldrug District 4 such cases were pending, and in each of the Districts of Bangalore, Hassan and Kadur one. The Districts of Kolar, Tumkur, Mysore, Mandya and Shimoga were clear of such cases.

10. Examination of Witnesses:

In Magistrates' Courts 63,050 witnesses appeared during the year (in both Regular and miscellaneous cases), the number of those examined being 50,799 (80.5 per cent) against 56,189, (81.03 per cent) in the previous year. The amount of travelling allowance and batta paid to witnesses was Rs.2.491-15-6 against 2,543-10-6 in the previous year. It is reported that no witness was detained for more than three days in any Magistrate's Court. But this does not mean that many witnesses were not put to the inconvenience of attending on more than three occasions.

11. Juvenile Offenders:

From the statement appended to this report it will be seen that the number of Juvenile Offenders brought before Magistrates' Courts was 415 against 357 in 1939-40 and 271 in 1938-39. Out of the total 110 were in the Bangalore District and 83 in the Mysore District. The number of Juvenile Offenders convicted was 342 against 302 in the previous year. Of those convicted 130 were dealt with under the provisions of Section 562 of the Code of Criminal

Procedure

procedure (against 105 in the previous year), and 77 were fined. The number imprisoned was 102 against 89 in the previous year, which itself was too many, and the number whipped was 33 against 42.

12. Sessions Work:—

(Vide Statement No. 4)

(i) There were 35 sessions cases, involving 125 persons, left over from the previous year, and 150 cases, involving 308 persons, were received during the year, making a total of 185 cases, involving 433 persons, for trial against 180 cases, involving 506 persons, ~~for trial against 180 cases, involving 506 persons~~, in the previous year. The disposals in the Bangalore, Mysore and Shimoga Divisions were respectively 78, 50 and 37 cases against 69, 39 and 37 cases. as shown in the statement given below:

Please vide next page.

COURTS.	Opening balance.		Filed.		Total for disposal.		Disposed of.		Pending		REMARKS.
	Cases.	Persons.	CASES.	Persons.	Cases.	Persons.	Cases.	Persons.	Cases.	Persons.	
1.Bangalore Dn.											
Sessions Judge and Additional Sessions Judges.	12	35	55	106	67	141	58	116	9	25	
Assistant Sessions Judge	2	4	17	26	19	30	19	30	-	-	
Second Additional Sessions Judge.	-	-	1	5	1	5	1	5	-	-	
Total	14	39	73	137	87	176	78	151	9	25	
2.Mysore Dn.											
Sessions Judge	16	66	31	97	48	174	45	163	3	11	
Assistant Sessions Judge	1 (a)	11	5	5	5	5	4	4	1	1	
Additional Assistant Sessions Judge	-	-	1	1	1	1	1	1	-	-	
Total	17	77	37	103	54	180	50	168	4	12	
3.Shimoga Dn.											
Sessions Judge	3	7	33	60	36	67	33	64	3	3	
Assistant Sessions Judge.	1	2	7	8	8	10	4	6	4	4	
Total	4	9	40	68	44	77	37	70	7	7	
Grand Total	35	125	150	308	185	433	165	389	20	44	

(a) One case of 11 persons pending from the previous year was re-transferred to the file of Sessions Judge.

The total number of cases disposed of was 165 against 145 in the previous

previous year, a considerable increase of work. The total number of cases left pending at the end of the year was 20 against 35 in the previous year. In this matter there was considerable improvement in the Mysore Division.

ii) Trial by Jury:—

(Vide Statement No.13)

The number of cases tried by Jury was 30 against 22 in the previous year. The Judge accepted the Jury's verdict in all the 30 cases.

(iii) Trial with the aid of Assessors:

(Vide Statement No.13)

The number of cases tried with the aid of Assessors was 95 against 88 in the previous year. The Judge agreed with all the Assessors in 66 cases and differed from one or more of them in the other cases.

(iv) Witnesses Examined.

The total number of witnesses examined in Sessions trial was 2,268 against 1,974 in the previous year, 915 (against 795) in the Bangalore Division, 779 (against 606) in the Mysore Division and 574 (against 573) in the Shimoga Division. The total amount of batta and travelling allowance paid to witnesses in

Sessions

Sessions Courts was Rs.3,949-7-6 against Rs.3,600-2-9 in the previous year.

(v) Average duration:

The average duration of Sessions Cases was 58.7 days against 58.19 days in the previous year, 51 days in 1938-39, and 43.3 days in 1937-38. The average duration in the Bangalore, Mysore and Shimoga Divisions was respectively 45.7 (against 53.9), 87.7 (against 82.9) and 46.9(against 39.9) days. The delay in the Mysore Division was partly due to the number of cases left over from the previous year, which made prompt disposal of new cases difficult.

13. Trial of European British Subjects.

No case was pending before a Justice of the peace at the beginning of the year. 3 cases were instituted (2 at Bangalore and 1 at Mysore) during the year, and 2 were disposed of, leaving 1 pending at the end of the year.

14. Appeals.

(Vide Statement No.6)

(1) The appellate courts subordinate to the High Court had to deal with 717 regular appeals, preferred by 984 persons, against

754 appeals, preferred by 1,123 persons, in the previous year. Of these 190 appeals, preferred by 316 persons, (against 214 appeals of 385 persons) were before Magistrates, and 527 appeals, preferred by 668 persons (against 540 appeals of 738 persons) were before Sessions Judges. The number of appeals disposed of by Magistrates was 172, relating to 286 persons, (against 204 relating to 372 persons), leaving 18 appeals, relating to 30 persons, (against 10 appeals of 13 persons) pending at the end of the year. In the Sessions Courts the number of appeals pending at the beginning of the year was 60; the number received during the year was 467; the number disposed of was 480; and the number left pending was 47. The appellate work of Sessions Judges continued to be heavy. In the Bangalore Sessions Court 276 appeals were filed in the year, and 13 were pending at the beginning of the year; 261 appeals were disposed of (against 266) and 28 were left pending. In the Mysore Sessions Court 101 appeals were received, and 43 were pending at the beginning of the year; 137 were disposed of (against 142) and only 7 were left pending. In the Shimoga Sessions Court 90 appeals were received, and 4 were pending at

the

the beginning of the year; 82 were disposed of, and 12 were left pending. On the whole appellate work was satisfactorily up-to-date.

The details are given in the Statement below:-

COURTS.	For disposal.		Disposed of		Pending.		REMARKS.
	Cases.	Persons.	Cases.	Persons.	Cases	Persons.	
Sessions Courts:							
Bangalore Division	289	329	261	292	28	37	
Mysore Division	144	193	137	185	7	8	
Shimoga Division	94	146	82	105	12	41	
Total	527	668	480	582	47	86	
District Magistrates and other Magistrates.							
Bangalore District.	26	35	24	31	2	4	
Kolar District.	39	49	37	47	2	2	
Tumkur District	34	52	31	49	3	3	
Mysore District.	6	15	6	15	-	-	
Mandya District.	3	6	3	6	-	-	
Hassan District.	12	16	12	6	-	-	
Shimoga District.	47	102	42	7	5	5	
Kadur District.	20	38	15	23	5	15	
Chitaldrug District	3	3	2	2	1	1	
Total	190	316	172	286	18	30	
Grand Total.	717	984	652	868	65	~~116~~ 116	

(ii) Average duration:

The average duration of appeals disposed of by Sessions Judges was 36.1 days against 36.04 in the previous year. In the Bangalore Sessions Court the average was 26.5 days (against 19.54 in 1939-40, 16.2 in 1938-39, 36.4 in 1937-38 and 125.5 in 1936-37). In the Mysore Sessions Court it was 61.9 days (against 75.8 in the previous year); and in the Shimoga Sessions Court it was 24 days (against 18.6 days in the previous year). The average duration of appeals disposed of in the Magistrates' Courts was 33.7 days (against 31.26 days in the previous year, 30.3 days in 1938-39 and 30.9 days in 1937-38) As in the previous year, except in the Mysore Sessions Court, these figures may be regarded as satisfactory.

15. Revision:

(Vide Statement No.6 and Special Statement No.2)

(1) The number of revision petitions pending before Sessions Judges and District Magistrates at the beginning of the year was 20 and 8 respectively. The number received during the year was 190 (81 in Sessions Courts and 109 in District Magistrates' Courts.) Out of 218 petitions

petitions, relating to 563 persons, for disposal 88. relating to 209 persons, were disposed of by Sessions Judges. and 100. relating to 279 persons by the District Magistrates. The number of petitions pending a end of the year in Sessions Cour 13, relating to 33 persons (aga 20 relating to 31 persons at of the previous year) and in District Magistrates' Courts lating to 42 persons (~~against relating to 12 persons~~ (against 8 relating to 14 persons).

(11) Average duration:

The average duration of revision petitions disposed of by Sessions Judges was 59.8 days (against 74.18) while in the District Magistrates' Courts it was 23.17 days (against 42.17) The average duration in the Bangalore Sessions Court was 40.9 days; in the Mysore Sessions Court it was 81.9 days; and in the Shimoga Sessions Court it was only 26.4 days. Though there was some improvement in reducing the average duration in the Mysore Division (81.9 against 125.6 days), it was still unfortunately high.

16. Punishments:

(Vide Statement No.5).

Four persons were sentenced to death

death by Sessions Judges, the same number as in the previous year; and 23 persons (against 29 in the previous year) were sentenced to transportation for life.

Of 2,483 persons imprisoned (against 3,167 in the previous year) 2,042 or 82.2 per cent (against 2,603 or 82.19 per cent) were sentenced to imprisonment for six months and under, and 441 or 17.7 per cent (against 564 or 17.8 per cent) for longer periods.

The number of persons fined was 21,680 against 24,498 in the previous year. The total amount of fines imposed and realised were respectively Rs.95,888-3-2 and Rs.69,006-7-4 (against 2,47,748-9-4 and Rs.64,896-6-8 in the previous year). The amount of compensation paid was Rs.2,191-4-9 against Rs.988-8-6 in 1939-40.

17. General:

On the whole the work of the Sessions Courts was up-to-date. In the Magistrates' Courts there was considerable improvement. The number of regular cases before Magistrates which were 6 months old but still unfinished at the end of the year was at last reduced to

moderate

moderate figures. It was only 29 compared with 112 in the previous year, 336 in 1938-39 and an average of 266 in the 5 years 1934-35 to 1938-39. It may be hoped that in future every Magistrate will try to avoid the discredit of having any case so old on his file which some cause beyond his control does not prevent him from finishing.

PART III.

(Vide next page).

PART III.

1. Records.

The statement given below shows the number of case-records received and dealt with during the year in the Record Rooms of District Magistrates:-

District.	Number of records received during the year.	Number of time-expired records destroyed during the year.	Remarks.
Bangalore. ...	19,053	36,821	
Kolar. ...	3,881	3,674	
Tumkur. ...	2,052	2,000	10,000 records were notified and ready for destruction.
Mysore. ...	8,785	7,858	
Mandya. ...	1,802	167	
Hassan. ...	2,281	9,061	
Shimoga. ...	3,286	1,878	5,811 records were notified for destruction.
Kadur. ...	1,078	3,791	
Chitaldrug. ...	1,374	1,296	
Total ...	43,592	66,546	

A large number of records was destroyed in the Bangalore District. In the Tumkur District, where a temporary additional clerk was employed for a period of six months from 1st February 1941, 2,000 records were destroyed and 10,000 others were sorted and notified in the Gazette and, were awaiting destruction. In

Shimoga

Shimoga District. where a temporary record-keeper and a temporary daftar-bund were at work, 1878 records were destroyed and 5811 records were sorted and notified in the Gazette for destruction.

2. Verification of Stock.

All the District Magistrates report that the Stock Registers have been properly maintained in their Courts and also in the Courts subordinate to them and that no deficiency nor excess was notified on inspection except that in the Special First Class Magistrate's Court at Seringapatam, 5 books were missing. The District Magistrate of Mandya has reported that steps have been taken to replace these missing books.

3. Inspection.

The District Magistrates inspected all the subordinate Criminal Courts in their Districts except the Courts of the ex officio First Class Magistrates of Dodballapur and Bangalore in the Bangalore District. The Judges of the High Court inspected all the Sessions Courts and 14 Magistrates' Courts (9 District Magistrates' Courts and 5 Special Magistrates' Courts) during the year. The notes of inspection submitted

to

to the High Court by District Magistrates were scrutinised, and directions were given when necessary.

4. Rented Buildings.

The following Courts were accommodated in rented buildings:-

	Monthly rent.
1. Special First Class Magistrate's Court, Tiptur. ...	Rs.30/-
2. Special First Class Magistrate's Court, Nanjangud. ...	Rs.40/-
3. First Magistrate's Court, Shimoga. ...	Rs.75/-
4. Special First Class Magistrate's Court, Sagar. ...	Rs.30/-
5. Special First Class Magistrate's Court, Davangere. ...	Rs.35/-
6. Bench of Honorary Magistrates, Magadi.	Rs. 8/-

REGISTRAR.

1940-41		6	8	10	22	-	-	-	-	-	-	146	263	-	-	7	41	-	-	-	-				
1939-40	Chitaldrug	-	-	--	--	-	-	10	20	-	-	48	67	-	-	-	--	-	-	5	7				
1940-41		1	1	5	5	-	-	13	27	-	-	88	128	-	-	3	7	-	-	1	1				
1930-40	Mandya	-	-	-	-	2	2	11	21	-	-	45	58	4	4	-	-	-	-	-	-				
1940-41		3	3	6	6	-	-	50	134	-	-	122	231	-	-	6	34	-	-	2	2				
1939-40	TOTAL	34	35	60	146	9	9	359	853	8	8	1987	2598	121	151	41	202	1	4	32	44				
1940-41		31	38	60	113	10	10	227	792	1	1	1945	2949	135	186	31	131	-	-	35	42				

HIGH COURT OF MYSORE,
BANGALORE.

Dated 13/11/1941.

J. Shanmugam
REGISTRAR.

HRG.

Statement showing the Number of Heinous Offences in the Mysore State during the year 1940-41.

Year	Districts	Giving false evidence		Murder		Culpable homicide not amounting to murder.		Grievous hurt		Rape		Theft		Cattle Theft		Robbery		Dacoity		Receiving stolen property		Remarks.
		Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	
1939-40	Bangalore	4	4	12	12	--	--	22	27	--	--	496	588	---	---	-1	--1	-	-	1	1	
1940-41		7	10	5	5	--	--	26	47	--	--	386	482	---	---	3	4	-	-	6	7	
1939-40	Kolar	3	4	13	13	1	1	5	13	5	5	495	376	50	58	12	58	-	-	9	13	
1940-41		-	-	9	11	1	1	18	49	1	1	404	581	50	69	2	4	-	-	1	1	
1939-40	Tumkur	4	4	-	--	3	3	3	8	-	-	93	159	28	34	2	2	-	-	-	-	
1940-41		1	2	-	--	1	1	9	17	-	-	71	89	26	36	2	6	-	-	-	-	
1939-40	Mysore	5	5	15	82	2	2	86	221	2	2	346	501	14	21	10	38	-	-	7	8	
1940-41		5	5	10	32	8	8	89	270	-	-	497	796	31	40	4	27	-	-	11	12	
1939-40	Hassan	7	7	8	17	1	1	204	491	1	1	237	455	15	24	-	--	-	-	10	15	
1940-41		3	3	15	32	-	-	107	242	-	-	166	294	18	31	3	6	-	-	8	13	
1939-40	Shimoga	5	5	6	9	-	-	10	19	-	-	100	129	10	10	1	1	1	4	-	-	
1940-41		5	6	-	-	-	-	5	6	-	-	65	85	10	10	1	2	-	-	6	6	

1939-40 Kolar

STATEMENT

Statement showing the original
District Magistrates, Stipendiary Magist
during the

Districts	District Magistrates.			
	For disposal	Disposed of	Pendi ing	for dispo
1	2	3	4	5
Bangalore	5	5	.	801
Kolar	-	-	.	294
Tumkur	1	1	.	206
Mysore	1	1	.	807
Mandya	-	-	.	196
Hassan	-	-	-	81
Shimoga	9	9	-	344
Kadur	-	-	-	113
Chitaldrug	4	4	-	124
TOTAL	20	20	-	2969

HIGH COURT OF MYSORE,
BANGALORE.

Dated 13/11/41

HRG.

29698
20
28·0
32068

"B"

Regular Work in the Courts of the
ates and Benches of Honorary Magistrates
ear 1940-41.

ipendiary agistrates			Benches of Honorary Magistrates.		
el Disposed of	Pend-ing	For Disposal	Disposed of	Pend-ing	Remarks
6	7	8	9	10	11
7508	505	776	693	83	
2803	144	195	191	4	
1918	150	161	161	-	
7799	278	---	---	-	No Bench Courts
1878	88	---	---	-	- Do -
690	120	1083	1037	46	
3166	276	---	---	-	- Do -
1015	116	135	124	11	
1157	87	--	--	--	- Do -
27934	1764	2350	2206	144	

T. Thamarajan
REGISTRAR.

JUDICIAL STATEMENT No. I

Statement showing the number of Judicial Divisions and the num
Mysore State for the last day of th

Name of Divisions	Area.	Population	Number of divisions for Courts under High Court but superior to Chief Courts of Districts.	Number of Districts.	Number of Sub Districts.	Total number of officers exercising original or Appellate Jurisdiction.					Tot
						Judges of High Court	Judges of other Courts superior to Chief District Courts.	Judges or Chief Courts of Districts.	Judges of District Courts other than the High Court.	Judges of other subordinate Courts.	O
1.	2	3	4	5	6	7	8	9	10	11	1
Bangalore Division.			1	3			2	3		30	13,
Mysore Division.			1	3			1	3		18	11,
Shimoga Division.			1	3			1	3		12	5,
High Court.						6					
Grand Total.	29,312 sq. miles.	71,70,714	3	9	-	6	4	9		60	30,

HIGH COURT OF MYSORE,
BANGALORE,

Date: 13-11-41.

GRA/3.

(Criminal.

er of officers exercising Appellate or Original Jurisdiction in the year 194041 with cost of tribunals.

l number		or cases decided.				
ginals.		Appeals.				
	Miscellaneous	Regular.	Miscellaneous.	Total receipts of the Courts.	Total charges of the courts.	REMARKS.
	13	14	15	6	17	18.
8	444	353	59	Rs a ps = 49,062- 5- 5	Rs a ps &1,06,028-14- 5	
5	215	158	37	25,176- 1- 9	64,311- 2- 5	
2	142	141	11	24,596- 0-10	61,379- 1-10	
		70	87			
5	801	722	594	98,834- 8- 0	2,31,719- 2- 8	

J. Shamien
REGISTRAR.

Offences against property, Chapter XVII.	slavery and forced labour ...	61	52	54	136 -23	81-	81-6	-	-	1	23-1
	Rape	2	2	2	2 -2	16 -	2-2	-	-	-	-
	Unnatural offences	-	-	-	-	-	-	-	-	-	-
	Theft	3245	2835	2851	5175 -59	2051-	1950-37	123	16	333	702-4
	Extortion	15	15	15	75	18 -	1	-	-	-	14
	Robbery and dacoity	81	69	73	355 -41	60 -	43-17	2	13	-	63
	Criminal misappropriation of property	7	7	7	12	24 -	4	-	-	-	-
	Criminal breach of trust	410	378	402	458	8 -	142	3	21	15	82
	Receiving of stolen property ...	43	43	44	62 -7	195 -	27-4	6	-	3	1
	Cheating	172	160	166	413 -2	25-3 -	39	8	4	3	123
	Fraudulent deeds and disposition of property ...	13	13	13	37	236-2 -	-	-	-	-	18
	Mischief	160	146	151	515 -4	19 -	21	6	3	1	92
	Criminal trespass	875	737	747	2149	392-4 -	281	18	8	17	417
Offences relating to documents and to trade or property marks ...		... Chapter XVIII ...	21	18	21	71 -8	1408 -	2-2	-	-	-	35-5 (1 Rfd-ca
Criminal breach of contracts of service		... Do XIX ...	1	1	1	4	33 -	-	-	-	-	-
Offences relating to marriage ...		... Do XX ...	35	34	34	87	4 -	-	-	-	-	19
Defamation ...		... Do XXI ...	117	108	116	345	66 -	2	-	-	-	75
Criminal intimidation, insult and annoyance		... Do XXII ...	557	533	536	1313	237 -	19	14	-	-	222
Offences under special and local laws		... Do XXIII. ...	1	1	1	3	1037 -	44	8	-	2	3
		Grand Total ...	22780	22779	22796	25180 -1	3474-120	189	121	499	10	887
			32433	31604	31777	47737 -433	17677- 216	24193- 172	467	599	416	4384-44

The figures indicated by -sign relate to Sessions Courts and they have been included in the totals.

* That is, the total of the columns 5 to 9.

† Persons transferred from one Court to another *in the same Province* are not to be entered in this column.

WD 02949 - GPB—396—6-8-38

High Court of Mysore, Bangalore.
VN/Dated: 13th November 1941

REGISTRAR.

ANNUAL JUDICIAL STATEMENT No. 2 (*Criminal*).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the ~~Province of~~ MYSORE STATE in the year 1940-41.

Description of offences	Number of offences reported	Number of cases returned as true	Number of cases brought to trial during the year	Number of persons: Under trial, during the year, including pending from previous year	Acquitted or discharged	Convicted	Died, escaped or transferred to another Province	Struck off Remarks under C.L.144	Dealt with under s. 562 Cr.P.C.	Remaining under trial	REMARKS
1	2	3	4	5	6	7	8	9	10	11	12
Offences against the State, Chapter VI of the Indian Penal Code ...	-	-	-	-	-	-	-	-	-	-	
Do relating to the Army and Navy Chapter VII ...	-	-	-	-	-	-	-	-	-	-	
Do against the public tranquillity do VIII ...	376	373	384	2277	1232	721	64	6	-	254	
Do by or relating to public servants do IX ...	15	14	15	19	5	14	-	6	-	-	
Contempts of the lawful authority of public servants do X ...	90	90	90	93	17	54	2	2	-	12	
False evidence and offences against public justice do XI ...	79	79	81	97 -2	37-1	36	4	1	2	17-1	
Offences relating to coin and Government stamps do XII ...	5	5	5	13 -8	4-2	7-6	-	-	1	1	
Do relating to weights and measures do XIII ...	62	62	62	63	6	51	1	1	1	3	
Do affecting the public health, safety, convenience, decency and morals do XIV ...	15	15	15	26	17	8	-	-	-	1	
Do relating to religion do XV ...	5	4	4	9	2	1	-	-	-	6	
Offences affecting the human body, Chapter XIV. — Offences affecting life ...	182	178	178	411 -227 184	184-107	115-		4	11	88-33	
Causing of miscarriage; injuries to unborn children; exposure of infants and the concealment of births ...	27	25	27	44 -1	9	13-1	-	-	2	10	
Hurt ...	1622	1535	1567	4609 -48	3512-38	259-10	64	12	12	750	
Wrongful restraint and wrongful confinement ...	127	105	110	394	327	13	-	-	-	54	
Criminal force and assault ...	1234	1190	1211	3300							

11. Proceedings under Lunacy Act.		3			1	
12. Proceedings under Section 528. ...		1			4	5
13. Proceedings under Sections 516, 517, 518 and 523		6			1	-
14. Bail applications (Sections 497 and 498)		13			3	-
15. Proceedings under Railway Act. ...		11			0	-
16. Criminal Tribes Act.		4			4	-
17. Proceedings under Extradition Act. ...		6	6	2	4	-
18. Application against notice of demand issued unde Section 86 of the Municipal Acts.		6	6	3	-	3
19. Proceedings under the Mysore Security Act.		1	1	-	1	-
20. Proceedings under Section 563		2	2	1	1	-
21. -do-	476	2	2	1	-	1
22. -do-	552	-	-	-	-	-
23. -do-	Land Acquisition Act.	1	2	1	1	-
24. -do-	Section 188	1	1	-	1	-
25. -do-	386	1	1	-	1	-
26. -do-	7 of Cattle tresspass Act.	1	1	1	-	-
27. -do-	Mysore Insurance Act.	8	8	7	-	1
28. -do-	Section 100. ...					
	*TOTAL ...	898	1850	891	687	272
This includes 5th figures relating to Courts of Sessions.		44	97	43	53	1

HIGH COURT OF MYSORE,
BANGALORE.
Dated: 13-11-41.

REGISTRAR.

CRA/3.

ANNUAL JUDICIAL STATEMENT No.3.

Statement of Miscellaneous Proceedings under the Code of Criminal Procedure in the Mysore state during the year 1940 - 41.

Nature of Proceedings.	Total number of cases before the Courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.	Pending.	Remarks.
1. Frivolous or vexatious complaints dealt with under Chapeter XX, Section 250. ...	17	19	4	15		
2. Proceedings against witnesses under Chapter IV (c) and Section 485.	1	1	1	-		
3. Forfeiture of bail or recognizance under Chapter XLII	42	102	43	58		
4. Non-attendance of Jurors or Assessors, Chapter XXIII.	15	15	14	1		
5. Contempt of Courts under Chapter XXXV ...	4	6	4	1		
6. Proceedings under Chapter VIII to prevent breach of the peace.	58	231	141	34		
7. Security for good behaviour under Chapter VIII	14	147	49	88		
8. Proceedings against local nuisances, Chapter XX	35	92	26	66		
9. Possession, Chapter XII.	94	731	396	160		
10. Maintenance, Chapter XXXVI. ...	71	94	43	40		

ANNUAL JUDICIAL STATEMENT No.4 (Criminal)

Statement showing the General Result of Criminal Trial in the tribunals of various classes in the Mysore State during the year 1940-41.

Class of Courts	Total number of persons under trial	Died escaped or transferred to another Province	Discharged or acquitted	Convicted		Committed or referred	Persons remaining under trial at the end of the year	Dealt with under Section 562	Struck off	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined	Remarks
				On regular trial	On summary								
1	2	3	4	5	6	7	8	9	10	11	12	13	
Stipendiary Magistrates	43944	451	15967	7094	15161	316	3992	374	589	27934	32.1	46566	
Benches of Magistrates	3655	15	1493	1748	---	---	348	41	10	2206	37.46	3819	
Chief Magistrates of Districts	21	1	1	15	3	---	---	1	-	20	11.8	14	
Courts of Sessions	433	-	216	172	-	1	44	-	-	165	58.7	2268	
GRAND TOTAL	48053	467	17677	9029	15164	317	4384	416	689	30325	32.6	52667	

HIGH COURT OF MYSORE,
BANGALORE.

Dt: 13.11.41.

nRG.

T. Channiengar
REGISTRAR.

ANNUAL JUDICIAL STATEMENT No. 5 (Criminal)

Statement showing punishment inflicted by the various Criminal Tribunals in the Mysore State in the year 1940-41.

CLASS OF TRIBUNALS.	Persons sentence to									Persons made imprisoned in default of security for good behaviour.	Details of Fines					Punishment.											
	Death	Transportation	Penal servitude	Imprisonment		Forfeiture of Property	Fine	Whipping	Persons ordered to be fined or give security or recognizance to keep the peace or security for good behaviour.		Rs.10/- and under	Rs.50/- and under	Rs.100/- and under	Rs.500/- and under	Rs.1000/- and under	Above Rs.1000/-	Total amount of fines imposed during the year.	Total Amount of fines realized during the year.	Amount paid by way of compensation.	Imprisonment					Whipped			Number of boys whose sentences were commuted to detention in a Reformatory School.
				Rigorous	Simple															15 days and under	6 months and under	2 years and under	7 years and under	Above 7 years	*) 10 stripes and under	20 stripes and under	30 stripes and under	
	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
																	Rs.	Rs.	Rs.									
Special Magistrates	-	-	-	2044	162	-	20043	54	107	16	18845	1041	123	31	3	-	83,378-13-2	67,208-13-4	2,181-4-9	464	1438	304	-	-	53	1	-	-
Bench Magistrates	-	-	-	87	28	-	1635	--	---	---	1616	19	--	--	-	-	2,299-6-0	1.780-2-0	10-0-0	65	50	--	-	-	--	-	-	-
District Magistrates	-	-	-	10	7	-	1	--	---	--	1	--	--	-	-	-	10-0-0	10-0-0	---	7	1	9	-	-	-	-	-	-
Sessions Courts	4	23	-	144	1	-	1	-	--	-	-	-	-	1	-	-	200-0-0	7-8-0	---	--	17	57	70	1	--	-	-	-
GRAND TOTAL	4	23	-	2285	198	-	21680	54	107	16	20462	1060	123	32	3	-	95,888-3-2	69,006-7-4	2,191-4-9	536	1506	370	70	1	53	1	-	-

ANNUAL JUDICIAL STATEMENT No.6 (Criminal)

Statement showing the results of appeals and revisions in criminal
Mysore State during the year 1940-41.

Tribunals	Number of Persons					
	Total number of appellants and applicants for revision befor the Courts	Died escaped or transferred to another Province	Appeals or applications rejected	Sentence or order confirmed	Sentence enhanced	Se r cr al
1	2	3	4	5	6	
APPEALS.						
To Chief Magistrates of Districts.	316	--	10	120	--	4
To Courts of Sessions	668	--	13	350	--	9
Tp High Court	113	--	10	57	--	2
Total	1097	--	33	527	--	16
REVISION.						
By Courts of Sessions	242	--	3	153	--	--
By Courts of Chief Magistrates of District	321	--	43	120	--	--
By High Court	612	--	15	363	4	63
GRAND TOTAL	1175	--	61	636	4	63

HIGH COURT OF MYSORE,
BANGALORE.

Dt: 13-11-1941

HRG.

Cases in the

ntence educed other- wise tered	Sentence reversed	Proceed- ings quashed	New trial or further enquiry ordered	Referred for revision to the High Court	Pending trial	Average number of days during which each appeal lasted	Remarks.
8	8	9	10	11	12	13	14
	91	10	7	--	30	33.7	
	115	--	9	--	86	36.1	
	24	--	2	--	--	30.5	
	230	10	18	--	116	-	
	3	--	50	--	33	59.8	
	10	9	97	--	42	23.17	
	122	--	42	--	3		
	135	9	189	--	78	-	

REGISTRAR.

Additional Asst. Do Jurors 7

Shimoga Division.

Sessions Court	Assessors 3	13	21	13	-	-	-	13	2	3	3	
Assistants Session Court	Jurors 5											
Total		30	95	30	-	-	-	-	66	5	15	9

HIGH COURT OF MYSORE,
BANGALORE.

13th Nov 1941.

REGISTRAR.

HRG.

ANNUAL JUDICIAL STATEMENT No.13 (Criminal)

Statement showing the use of Jurors and Assessors in the Civil and Criminal Courts in the Mysore State in the year 1940-41.

Classes of Courts in which Jurors or Assessors are employed, distinguishing Civil from Criminal Courts.	Established or average number of Jury or Assessors in each case and prescribed qualifications.	Jury trials: Number of cases tried by Jury	Jury trials: Number of cases tried with the aid of Assessors	Jury trials: Cases in which the Judge approved of the verdict	Jury trials: Cases in which the Judge did not approve of the verdict: Wholly	Jury trials: Cases in which the Judge did not approve of the verdict: Partly	Jury trials: Number of persons of the verdict in respect of whom the Judge disapproved: Whose cases he referred under Section 307 Cr.P.C.	Jury trials: Number of persons of the verdict in respect of whom the Judge disapproved: Whose cases he did not refer under Section 307, Cr.P.C.	Assessors trials: Number of cases in which Judge agreed with the Assessors.	Assessors trials: Number of cases in which Judge differed from: One Assessor	Assessors trials: Number of cases in which Judge differed from: Two Assessors	Assessors trials: Number of cases in which Judge differed from: All Assessors	Remarks
1	2	3	4	5	6	7	8	9	10	11	12	13	
COURTS OF SESSION.													
Bangalore Division.													
Sessions Court	Assessors 3	14	41	14	-	-	-	-	25	3	7	6	
Additional Session Court	Jurors 5												
Assistant Sessions Court													
Mysore Division													
Sessions Court													
Assistant Session Court	Assessors 3	3	33	3	-	-	-	-	28				

SPECIAL STATEMENT No. 1.

Statement showing the institution and disposal of possession cases, etc., in the State of Mysore during the year 1940-41.

Sl. No.	Kinds of cases	Number pending at the beginning of the year	No. of cases instituted during the year			Disposed of during the year.	Average duration	Pending at the end of the year	Remarks
			By private parties.	By Police	Total for disposal				
1	2	3	4	5	6	7	8	9	10
1.	Possession Cases	60	72	62	194	148	46	136.23	
2.	Security Cases (Breach of Peace)	21	4	32	57	47	10	118.5	
3.	Secuity Cases (Good Behaviour)	15	--	99	114	105	9	48.96	
	TOTAL	96	76	193	365	300	65	102.91	

HIGH COURT OF MYSORE,
BANGALORE.

D: 13-11-1941

REGISTRAR.

HRG.

Mysore	--	6	6	5	53.2	1
Hassan	3	10	13	13	30.5	-
Mandya	1	4	5	5	48.0	-
Shimoga	-	8	8	7	28.6	1
Kadur	-	12	12	12	90.0	-
Chitaldrug	1	11	12	9	38.0	3
TOTA	8	109	117	100	23.17	17
GRAND TOTAL	28	190	218	188	40.3	30

HIGH COURT OF MYSORE,
BANGALORE.

Dated 13/11/1941.

REGISTRAR.

HRG.

SPECIAL STATEMENT No. 2.

Statement showing the institution and disposal of Revision Cases in the State of Mysore during the year 1940-41.

Name of the Court	No. pending at the beginning of the year	No. of cases instituted during the year	Total for disposal	Disposed of during the year.	Average duration.	Pending at the end of the year	Remarks
1	2	3	4	5	6	7	8
SESSIONS COURTS.							
Bangalore Division	4	29	33	31	40.9	2	
Mysore Do	15	36	51	45	81.9	6	
Shimoga Do		16	17	12	26.4	5	
TOTAL	20	81	101	88	59.8	3	
DISTRICT MAGISTRATES.							
Bangalore	--	22	22	14	30.34	8	
Kolar	1	12	13	10	24.0	3	
Tumkur	2	24	26	25	40.0	1	

Mandya	18	18	2	6	10	--	2
Shimoga	66	52	27	7	18	--	14
Kadur	17	10	3	4	3	--	7
Chitaldrug	5	4	--	-	4	--	1
TOTAL	115	342	77	102	130	33	73

HIGH COURT OF MYSORE,
BANGALORE.

Dated 13-11-1941.

HRG.

REGISTRAR.

Statement showing the number of Juvenile Offenders brought before the Courts, number convicted and how they were dealt with in the State of Mysore during the year 1940-41.

Names of Courts.	Number brought before the Courts.	Number convicted.	How they were dealt with				Discharged or acquitted
			Fined	Imprisoned	Dealt with under Section 562 Cr.P.C	~~Whipping~~ Whipped	
1	2	3	4	5	6	7	8
Sessions Court, Bangalore	1	-	-	-	-	-	1
Do Mysore	-	-	-	-	-	-	-
Do Shimoga	-	-	-	-	-	-	-
TOTAL	1	-	-	-	-	-	1
DISTRICTS.							
Bangalore	110	83	5	42	36	-	27
Kolar	59	51	14	12	25	-	8
Tumkur	49	37	20	5	12	-	12
Mysore	83	80	6	26	15	33	3
Hassan	8	7	-	--	7	--	1

no. P2020 Ch 103-41-2
& 15-11-41.

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

To The Superintendent
Govt printing
Bangalore

Sir

I am directed to forward herewith one Copy of the report on the administration of Criminal Justice in Mysore for the year 1940-41 together with the connected Statistical statements and to request that the same may be set in type and two clean proofs sent to the Registrar High Court of Mysore

The Govt review thereon will be sent to you in due course.

I have etc

No P 2021 & 15-11-41 For Secy to Govt
Law Dept
Copy to the Regr. High Court.

WD 0280—GPB—22,500—14-3-38

No. P 2020/Genl: Report & Statistics

15th November 1941.

Jdl 103-41-2

The Superintendent,

Government Printing,

Bangalore.

I am directed to forward herewith one copy of the report on the administration of Criminal Justice in Mysore for the year 1940-41 together with the connected statistical statements and to requestthat the same may be set in type and two clean proofs sent to the Registrar, High Court of Mysore.

The Government review thereon will be sent to you in due course.

I have the honour to be,

Sir,

Your most obedient servant,

Sd/- H.V.NARAYANA RAO.
Secretary to Government.
Law Department.

Memo No.P. 2021

Dated, Bangalore, the 15th November 1941.

Copy of the above is forwarded with compliments to the Registrar, High Court of Mysore.
TN-3)

By Order,

For Secretary to Government.
Law Department.

20 Copies Ale

Cts.

Proceedings of the Government of His Highness the Maharaja of Mysore.

R e a d:

Letter No.P.37/40-41 dated 13-11-1941 from the Registrar, High Court of Mysore forwarding a report on the Administration of Criminal Justice in Mysore for the year 1940-41.

O R D E R No.P.3954-63/Cts 103-41-3

Dated, Bangalore, the 28 ~~Jany.~~ Feby. 42.

1. R e c o r d e d.

2. The number of courts exercising original jurisdiction during the year under review was 73 (72), excluding the Courts of the Ex-Officio Magistrates, but including twelve Benches of Honorary Magistrates and Six Justices of the Peace.

3. Offences Reported.- The total number of offences reported was 32,433 (36,230) and the number of cases returned as true was 31604 (35244). The number of persons brought to trial in Magistrates' Courts was 47304 (53877).

4. Magisterial Work. There was a decrease in the number of cases for disposal in the Courts of the Stipendiary Magistrates other than District Magistrates ~~of Districts~~, viz., 2,... ,32767), as also in the number of persons dealt with by these Courts, viz., 43944 (49825). Out of

these 27934 (30518) cases in respect of 39952 (44801) persons were disposed of leaving a balance of 1764 (2249) cases in respect of 3992 (5024) persons.

No case was left pending in the Court of any of the District Magistrates. The number of cases disposed of by the Benches of Honorary Magistrates was less than in the previous year. viz., 2206 (2590) and the number of cases left pending was 144(254).

5. Average duration.

It is satisfactory to note that there was an improvement in the average duration of trials in the Courts of the Magistrates (District Magistrates, Stipendiary Magistrates and Honorary Magistrates of Bench Courts).

6. Cases over six months old.- There has been tangible improvement in the disposal of regular cases over six months old. The number of such cases pending at the end of the year under review was only 29 (112).

7. Miscellaneous proceedings in the Courts of the Magistrates. The total number of miscellaneous proceedings before Magistrates was 854 (1138). The largest number of cases related to disputes regarding immoveable property (Chapter XII of the Code of Criminal Procedure) viz..194.

The number of possession cases instituted by private parties fell to 72 from 120. The number of Miscellaneous Cases which were six months old pending at the end of the year, ~~viz~~ was., 7 (18).

8. Juvenile Offenders.- The number of Juvenile Offenders brought before Magistrates' Courts rose from 357 in 1939-40 to 415 during the year under review and the number of such offenders convicted increased to 342 from 302.

The number imprisoned was 102(89), which is high.

9. Sessions Work.- There was a slight increase in the number of Sessions Cases for disposal viz., 185 (180) cases, but the number of persons involved was only 433 (506). Of the 185 cases for disposal 165 cases (145) were disposed of, leaving a balance of 20 (35) cases pending at the end of the year.

The average duration of sessions cases was almost the same as in the previous year viz 58.79 (58.19) days.

10. Appeals. The appellate work in the Sessions Courts continued to be heavy. The number of appeals for disposal before Sessions Judges was 527 (540) preferred by 668 (738) persons. Of these 480 (480) appeals were disposed of, leaving a balance of 47 (60) pending at the end of the year. Out of 190 (214) appeals which came up

13. This is the first year in which separate Public Prosecutors were in charge of the prosecutions of each District.

14. The work of the Courts was satisfactory.

2.3.1.42

Secretary to Government,
Law Department.

3/1/42.

To--The Registrar, High Court of Mysore.
The D.Ms. of Districts.
Press Table.

N.B. [Figures for the previous year are shown in brackets after the figures for 1940-41.]

G. R. S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *193*

Section.

File No.

Serial No.

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 193

Signed by .....

Read—

Letter No P 37 / 40-41 dt 13. 11. 1941 from the Registrar High Court of Mysore forwarding a report on the Administration of Criminal Justice in Mys for the year 1940-41.

Order thereon.—No.

(1) Recorded

2) The number of Courts exercising original jurisdiction during the year under review was 73 (72) excluding

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Page 9

the Courts of the Ex-Officio Magistrates but included including twelve Benches of Honorary Magistrates and six Justices of the Peace.

The total number of Offences reported was 32,433 (36,230) and

~~There was a Corresponding decrease in~~ the number of Cases returned as true was 31604 (35244). The number of persons brought to trial in Magistrates' Courts was 47304 (53877).

(4) Magisterial Work

There was a decrease in the number of Cases

List of Enclosures

Copied by

Examined by

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

Statements B and Statement No 4.

S 4

for disposal in the Courts Of the Stipendiary Magistrates Other than District Magistrates Of Districts Viz 29698 (32767) as also in the number Of persons dealt With by these Courts. Viz 43944 (49825). ~~Of~~ these ~~Magistrates~~ 27934 (30518) Cases in respect Of 39952 (44801) persons were ~~disposed~~ disposed Of leaving a balance Of 1764 (2249) Cases in respect Of 3992 (5024) persons.

No Case was left pending in ~~Any Of~~ the Courts Of any Of the District Magistrates. ~~Of Districts~~. The number Of Cases disposed Of by the Benches Of Honorary Magistrates was less than in the

WD 03603—GPB—15,000—8-7-35

previous year viz 2206 (2590) and the number of cases left pending was 144 (254).

Pages 18 + 19 and Statement B.

Average duration:

(5) It is satisfactory to note that there was an ~~appreciable~~ improvement in the average duration of trials in the Courts of the Magistrates (Dist Magistrates, Stipendiary Magistrates and Honorary Magistrates of Bench Courts)

page 19

(6) Cases over six months old:-

There has been ~~a appreciable~~ ~~Considerable~~ tangible improvement in the disposal of regular cases over six months old. ~~Out~~ the number of such cases pending at the end of

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

The year under Review was only 29 (112)

(7) Miscellaneous proceedings in the Courts of the Magistrates :-

~~There was an appreciable decrease in~~ The total number of Miscellaneous proceedings before Magistrates ~~viz~~ was 854 (1138). ~~And~~ The largest number of Cases related to disputes regarding immoveable property (Chapter XII of the Code of Criminal procedure) Viz 194. page 21

~~It is satisfactory to note~~ ~~Here~~ ~~There was a Reduction~~ ~~in~~ The number of possession Cases instituted by private parties ~~fell to~~ from 120 to ~~VIZ~~ 72 ~~(120)~~. ~~And also in~~ The number of Miscellaneous Cases which were Six months old pending at the end of the year viz 7(15). pages 21 122 page 22

(8) Juvenile Offenders :-

The number of ~~Juvenile~~ Juvenile Offenders brought before Magistrates' Courts rose from 357 in 1939-40 to 415 during the year under review and ~~there has also an increase in~~ the number of Juvenile Offenders Convicted increased from 302 to 342 ~~(302)~~

page 23

The number imprisoned was 102 (89). ~~which is~~ which is high.
~~Very high.~~

(9) Sessions Work :-

There was a slight increase in the number of Sessions Cases for disposal viz 185 (180) Cases (as the number appears involving 433 (506) persons)

page 25

Of the 185 Cases for disposal, 165 Cases (145)

Were disposed of leaving a balance of 20 (35) Cases pending at the end of the year ~~under Appeal~~

The average duration of Sessions Cases was almost the same as in the previous year 58·78 (58·19) days.

Page 27

(10) Appeals :-

The appellate work of in Sessions Courts Continued to be heavy. The number of appeals for disposal before Sessions Judges was 527 (540) pertened by 668 (738) persons ~~Appt~~ Of these 480 (480) appeals were disposed of leaving a balance of 47 (60) pending at the end of the year ~~under Appeal~~.

Page 29

out of 190 (214) appeals which came up for disposal before the Magistrates, 172 (204), were disposed of leaving 18 (10) appeals pending at the end of the year.

Page 29

The average duration of appeals disposed of by Sessions Judges was almost the same as in the previous year viz 36.1 (36.04) days while there was a slight increase in the average duration of appeals disposed of by Magistrates.

Page 30

(11) High Court

There was a slight decrease in the number of appeals filed in the High Court during the

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

pages 6 and 1

Viz 70 (~~74~~) 75

Year under review, ~~70 (same)~~

All the 70 appeals were disposed Of ~~and no appeal was pending at the end Of the year~~

The average duration of appeals disposed Of was 30.5 (28.4) days.

Page 2

The disposals of revision petitions kept pace with the institutions ~~and~~ Cases Of 335 (409) such petitions, 333 (399) were disposed Of, leaving a balance Of 2 (10) petitions left pending at the end Of the Year under review.

(12) Inspections :-

The District Magistrates Of Districts inspected all the Subordinate Criminal Courts in their Districts

WD 0280—GPB—22,500—14-3-38

except two Courts of the Ex-Officio First Class Magistrates in the Bangalore District. The Judges of the High Court inspected all the Sessions Courts and fourteen Magistrates' Courts (Nine District Magistrates' Courts and five Special Magistrates' Courts) during the Year.

13. This is the first year in which Separate ~~Public~~ Public Prosecutors were in charge ~~Separate Public prosecutors were appointed in each of~~ of the Prosecuting ~~the two~~ of each Dist.

14. The work of the Courts was Satisfactory.

Hm
27.12.41
Secretary to Govt
Law Dept

To
(1) The Registrar High Court
Press Table.
(2) The Dist Magistrates of Districts

N.B.:- Figures for the previous Year are shown in brackets after the figures for 1940-41]

REPORT

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE IN MYSORE

FOR THE YEAR

1940-41

WITH THE GOVERNMENT REVIEW THEREON.

BANGALORE:
PRINTED BY THE SUPERINTENDENT AT THE GOVT. PRESS
1942

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. P. 3954-63—Cts. 103-41-3, dated 28th February 1942.

Criminal Justice.

Reviews the report on the Administration of —— in Mysore for the year 1940-41.

READ—

Letter No. P. 37—40-41, dated 13th November 1941, from the Registrar, High Court of Mysore, forwarding a report on the Administration of Criminal Justice in Mysore for the year 1940-41.

ORDER NO. P. 3954-63—CTS. 103-41-3, DATED BANGALORE, THE 28TH FEBRUARY 1942.

Recorded.

2. The number of Courts exercising original jurisdiction during the year under review was 73 (72), excluding the Courts of the *Ex-officio* Magistrates, but including twelve Benches of Honorary Magistrates and six Justices of the Peace.

3. *Offences Reported.*—The total number of offences reported was 32,433 (36,230) and the number of cases returned as true was 31,604 (35,244). The number of persons brought to trial in Magistrates' Courts was 47,304 (53,877).

4. *Magisterial Work.*—There was a decrease in the number of cases for disposal in the Courts of the Stipendiary Magistrates other than District Magistrates, *viz.*, 29,698 (32,767), as also in the number of persons dealt with by these Courts, *viz.*, 43,944 (49,825). Out of these, 27,934 (30,518) cases in respect of 39,952 (44,801) persons were disposed of, leaving a balance of 1,764 (2,249) cases in respect of 3,992 (5,024) persons.

No. P. 3954-63—Cts. 103-41-3, dated 28th February 1942.

No case was left pending in the Court of any of the District Magistrates. The number of cases disposed of by the Benches of Honorary Magistrates was less than in the previous year, *viz.*, 2,206 (2,590) and the number of cases left pending was 144 (254).

5. *Average duration.*—There was an improvement in the average duration of trials in the Courts of the Magistrates.

6. *Cases over six months old.*—There has been a tangible improvement in the disposal of regular cases over six months old. The number of such cases pending at the end of the year under review was only 29 (112).

7. *Miscellaneous Proceedings.*—The total number of miscellaneous proceedings before Magistrates was 854 (1,138). The largest number of cases related to disputes regarding immoveable property (Chapter XII of the Code of Criminal Procedure), *viz.* 194.

The number of possession cases instituted by private parties fell from 120 to 72. The number of Miscellaneous Cases which were six months old pending at the end of the year was 7 (18).

8. *Juvenile Offenders.* The number of juvenile offenders brought before Magistrates' Courts rose from 357 in 1939-40 to 415 during the year under review and the number of such offenders convicted increased from 302 to 342.

The number imprisoned was 102 (89), which is high.

9. *Sessions Work.*—There was a slight increase in the number of Sessions Cases for disposal, *viz.* 185 (180) cases, but the number of persons involved was only 433 (506). Of the 185 cases for disposal 165 (145) cases were disposed of, leaving a balance of 20 (35) cases pending at the end of the year.

The average duration of sessions cases was almost the same as in the previous year, *viz.* 58·7 (58·19) days.

10. *Appeals.*—The appellate work in the Sessions Courts continued to be heavy. The number of appeals for disposal was 527 (540) preferred by 668 (738) persons. Of these 480 (480) appeals were disposed of, leaving a balance of 47 (60) pending at the end of the year. Out

of 190 (214) appeals which came up for disposal before Magistrates, 172 (204) were disposed of, leaving 18 (10) appeals pending at the end of the year.

The average duration of appeals disposed of by Sessions Judges was almost the same as in the previous year, *viz.* 36·1 (36·04) days, while there was a slight increase in the average duration of appeals disposed of by Magistrates.

11. *High Court.*—There was a slight decrease in the number of appeals filed in the High Court during the year under review, *viz.* 70 (75). All the appeals were disposed of. The average duration was 30·5 (28·4) days.

The disposal of revision petitions kept pace with the institutions. Out of 335 (409) such petitions, 333 (399) were disposed of, leaving a balance of 2 (10).

12. *Inspections.*—The District Magistrates of Districts inspected all the Subordinate Criminal Courts in their Districts except two Courts of the *Ex-officio* First Class Magistrates in the Bangalore District. The Judges of the High Court inspected all the Sessions Courts and fourteen Magistrates' Courts (nine District Magistrates' Courts and five Special Magistrates' Courts) during the year.

13. This is the first year in which separate Public Prosecutors were in charge of the prosecutions of each District.

14. The work of the Courts was satisfactory.

H. V. NARAYANA RAO,
Secretary to Government,
Law Department.

To—The Registrar, High Court of Mysore.
The District Magistrates of Districts.

PRESS TABLE.

N.B.—Figures for the previous year are shown in brackets after the figures for 1940-41.

xd.—C. K.

WD 3823—GPB—300—23-4-42.

REPORT ON THE ADMINISTRATION OF CRIMINAL JUSTICE IN MYSORE FOR THE YEAR 1940-41.

PART I.

HIGH COURT.

1. Personnel.

(i) Sir D'Arcy Reilly, Chief Justice, was on leave from 18th October 1940 to 29th October 1940. *Adl-ul-Mulk* Mr. Justice Abdul Ghani officiated as Chief Justice during that period.

(ii) The two temporary Judges, Mr. Justice Venkataranga Iyengar and Mr. Justice Subrahmanya Aiyar, who were added to the High Court for two years from 15th February 1940 in consequence of an increase of civil work, continued to hold office.

2. Appeals.

(i) *Institutions.*—The number of appeals filed during the year was 70 against 74 in the previous year, 39 in 1938-39 and 42 in 1937-38. Four appeals (against 2 in the previous year) were preferred by the Government against orders of acquittal.

(ii) *Disposals.*—No appeal remained from the previous year. All the 70 appeals received, involving 113 persons, were disposed of. Of the four appeals against acquittal, in two the orders of the lower Court were confirmed, in one the accused was convicted and sentenced, and in the other a fresh trial was ordered. Of the remaining appeals ten, concerning ten persons, were dismissed under Section 421, Code of Criminal Procedure; in 34 appeals, concerning 55 persons, the convictions and sentences were confirmed; in 14 appeals, concerning 20 persons, the sentences were reduced or altered; in seven appeals, concerning 23 persons, the convictions were set aside and the appellants were acquitted; and in one appeal concerning one person, a fresh trial was ordered.

(iii) *Pendency.*—No appeal was left pending at the end of the year.

(iv) *Average duration.*—The average duration of appeals disposed of during the year was 30·5 days against 28·4 days in the previous year, 26·44 days in 1938-39, 29·51 days in 1937-38 and 37·48 days in 1936-37.

3. References under Section 374, Code of Criminal Procedure.

Two cases, involving four persons, came up for confirmation of sentences of death during the year. The sentences of death were confirmed in one case, involving three persons, and in the other case, concerning one person, the sentence was reduced to transportation for life. No case was left pending.

4. References under Section 307, Code of Criminal Procedure.

No case under this provision of law was pending at the beginning of the year, nor was any received during the year.

5. Miscellaneous Appeals.

No miscellaneous appeal was pending at the end of 1939-40. One appeal was filed during the year, and it was disposed of.

6. Revision.

(i) The number of copies of judgments and orders of lower Courts received in the High Court during the year under report was 1,093 against 1,282 in the previous year. They were scrutinised, and proceedings were issued whenver necessary.

(ii) The number of cases referred to the High Court by Sessions Judges and District Magistrates for revision or taken up by the High Court *suo motu* was 23, involving 59 persons; including one case, involving 1 person, which was pending from the previous year, the total number for disposal was 24 cases, relating to 60 persons; and all of them were disposed of.

(iii) *Revision Petitions.*—The number of petitions for revision received during the year was 325, involving 536 persons, against 328, involving 564 persons, in the

previous year. At the beginning of the year ten petitions, involving 21 persons, were pending. The number of petitions disposed of was 333, involving 554 persons, against 399, involving 683 persons, in the year 1939-40. Only two petitions, involving 3 persons, were left pending at the end of the year, the smallest number in any year, so far as can be ascertained. These two petitions, which were left pending, had been received in the month of June. The decisions of the lower Courts were reversed in 45 cases and altered in 32 cases; retrial or further inquiry was ordered in 20 cases; 184 petitions were rejected without notice to the other side; and 52 were dismissed after notice. It will be seen that over 70·8 per cent of the petitions were unsuccessful against 71·1 per cent in the previous year, which indicates that attempts to abuse the right to apply to the High Court for revision in Criminal matters persist.

7. Other Petitions.

Including four petitions pending from the previous year, there were for disposal 127 petitions, of which 126 were disposed of, leaving 1 pending at the end of the year.

8. Cases under the contempt of Courts Act.

No case was pending at the end of the previous year. One case, involving three persons, was filed during the year. Two persons were sentenced to a fine of Rs. 25 each and the other to a fine of Rs. 50. No case was left pending at the end of the year.

9. General view of work of the High Court on the Criminal side.

The table below shows the work of the High Court on the Criminal side as compared with that of the previous year.

Year	For Disposal							Disposed of							Pending						
	Appeals	Cases under Section 374, Code of Criminal Procedure	References under Section 307, Code of Criminal Procedure	Miscellaneous Appeals	Revision Cases	Revision Petitions	Other Petitions	Cases under Contempt of Courts Act	Total	Appeals	Cases under Section 374, Code of Criminal Procedure	References under Section 306, Code of Criminal Procedure	Miscellaneous Appeals	Revision Cases	Revision Petitions	Other Petitions	Cases under Contempt of Courts Act	Total	Appeals	Cases under Section 374, Code of Criminal Procedure	References under Section 307, Code of Criminal Procedure	Miscellaneous Appeals	Rivision Cases	Revision Petitions	Other Petitions	Cases under Contempt of Courts Act	Total
1939-40	75	4	1	...	64	409	127	2	682	75	4	1	...	63	399	123	2	667	...	...	...	...	1	10	4	...	15
1940-41	70	2	...	1	24	335	127	1	560	70	2	...	1	24	333	126	1	557	...	...	...	...	...	2	1	...	3

It will be seen that the Criminal work of the Court was kept up-to-date. The number of cases left unfinished at the end of the year was only 3—the lowest on record

PART II.

Courts Subordinate to the High Court.

1. Number of Courts.

(*a*) Excluding Revenue Officers, who were *ex-officio* Magistrates, the number of Judges and Magistrates exercising original jurisdiction at the end of year under report was 73 against 72 at end of the previous year, *viz* :—

4	Sessions Judges (including the Additional Sessions Judge of Bangalore).
4	Assistant Sessions Judges (including an Additional Assistant Sessions Judge at Mysore).
9	District Magistrates.
30	Special Magistrates (including the temporary Second City Magistrates of Bangalore and Mysore, the Sub-Division Officer of Saklespur, and a Special Magistrate at Bangalore temporarily appointed for the trial of a group of big cheating cases).
7	Munsiff-Magistrates (at Dodballapur, Hole-Narsipur, Hunsur, Kolar Gold Fields, Chikmagalur, Tarikere and Narasimharajapura).
1	Third Class Magistrate at Chintamani (the Sub-Registrar).
12	Benches of Honorary Magistrates, and
6	Justices of the Peace.
73	Total

(*b*) The appointment of a temporary Additional District and Sessions Judge for the Bangalore Division was continued for a further period of a year from 3rd April 1941.

(*c*) An Additional District and Sessions Judge, who was appointed to the District Court at Shimoga for a period of six months from 1st August 1939 and whose term of appointment was extended up to 23rd December 1940, ceased to work after that date.

(*d*) A Second Additional Sessions Judge for the Bangalore Division was appointed from 1st July 1940 for the trial of a heavy murder case. His appointment ceased on 23rd September 1940.

(*e*) The term of the temporary Second City Magistrate of Bangalore was further extended for a period of a year from 2nd January 1941.

(*f*) The Second City Magistrate's Court at Mysore was continued for another year from 1st September 1940.

(*g*) The Bench of Honorary Magistrates at Chintamani was abolished from 1st October 1940; and the Sub-Registrar of that place was appointed an *ex-officio* Third Class Magistrate for the trial of offences punishable under Special and Local laws arising within the Chintamani Taluk.

(*h*) The Bench of Honorary Magistrates at Tumkur was abolished from 5th January 1941, and the Second Magistrate of Tumkur was empowered from that date to try such cases as were till then being tried by that Bench.

(*i*) The Benches of Honorary Magistrates at Malur and Mulbagal ceased from 2nd January 1941 to try cases relating to offences punishable under the Penal Code and retained their jurisdiction only in regard to offences punishable under Special and Local Laws; and the Second Magistrate of Kolar was empowered from that date to take cognisance of such offences punishable under the Penal Code as were till then within the jurisdiction of those Benches of Honorary Magistrates.

(*j*) In order to give some relief to the Court of the Special First Class Magistrate and Additional Subordinate Judge of Chikmagalur and also to make a better distribution of work among the existing Courts (Civil and Criminal) in the Kadur District the Special First Class Magistrate of Chikmagalur was relieved of Second Class cases of the Chikmagalur Taluk, Second and Third Class cases of the Mudigere Taluk and First Class cases of the Tarikere and Koppa Taluks and the Narasimharajapura Sub-Taluk and the Sringeri Jahgir from 1st October 1940.

(*k*) The Munsiff of Chikmagalur was appointed from 1st October 1940, by virtue of his office, a Magistrate of the Second Class with jurisdiction over Second Class cases of the Chikmagalur Taluk and Second and Third Class cases of the Mudigere Taluk.

(*l*) The Munsiff of Narasimharajapura was appointed from 1st October 1940 by virtue of his office a Magistrate of the First Class with jurisdiction over all classes of cases of the Koppa Taluk, the Narasimharajapura Sub-Taluk and the Sringeri Jahgir and First Class Cases of the Tarikere Taluk.

(*m*) From 1st October 1940, the Special Second Class Magistrate of Tarikere became a Munisff-Magistrate with Civil jurisdiction over the Tarikere and Kadur Taluks, and his Criminal jurisdiction to try Second and Third Class cases was from that day confined to those two taluks.

(*n*) A Special First Class Magistrate was appointed temporarily at Bangalore from 8th April 1941 for the trial of a group of heavy cheating cases.

(*o*) There was no change in the itineration of Magistrates during the year.

(*p*) *Justices of the Peace.*—Sir Charles Todhunter, Private Secretary to His Highness Maharaja of Mysore, Mr. E. G. McAlpine, Director of Public Instruction in Mysore, Mr. J. C. Rollo, Principal of the Maharaja's College at Mysore, Mr. A. B. Mackintosh, Principal of the Central College at Bangalore, Sir Martin Forster and Mr. C. E. Lloyd-Worth continued to be Justices of the Peace during the year.

(*q*) The system of giving Magisterial work to Munsiffs and Civil work to Magistrates in addition to their usual Civil and Criminal work respectively was continued in certain places, and in addition the system was extended to the Kadur District as explained above. The First Magistrate of Shimoga, who was appointed Additional Munsiff of the Munisff's Court at Shimoga from 2nd January 1940, continued to be so. The Munsiffs of Hole-Narsipur and Hunsur continued to be Second Class Magistrates, and the Munsiff of Dodballapur a First Class Magistrate. Similarly the Munsiff of Kolar Gold Fields continued to be a Second Class Magistrate for the trial of sanitation cases in the Kolar Gold Fields Sanitary Board area. The Second Magistrates at Kolar and Tumkur, continued to be Additional Munsiffs of the Courts of the Munsiff of Kolar and the First Munsiff of Tumkur, respectively; but it was not necessary for the Second Magistrate of Kolar to do any Civil work during the year, First Class Magistrates of the status of Subordinate Judges continued to work also as Additional Subordinate Judges, those stationed at Chikmagalur, Chitaldrug, Hassan and Kolar hearing both original suits and civil appeals of their Districts and the First Magistrate of Tumkur hearing only civil appeals from the decisions of the Munsiffs in the Tumkur District.

2. Receipts and Charges.

The receipts of Criminal Courts other than the High Court amounted to Rs. 98,834-8-0 against Rs. 91,945-1-6 in the previous year, and the charges to Rs. 2,31,719-2-8 against Rs. 2,02,376-13-5.

3. Offences reported.

The total number of offences reported was 32,433 against 36,230 in the previous year, showing a decrease of 3,797; and there was a corresponding decrease in the number of cases "returned as true", *viz.*, 31,604 against 35,244. The proportion of cases "returned as true" was 97·4 against 97·2 per cent in the previous year; but as in the previous years it must not be supposed that anything like so large a proportion of cases before the Courts were really true. The classification "returned as true" for statistical purposes is so artificial as to be almost meaningless.

4. Persons brought to trial.

Including 5,600 persons awaiting trial at the close of the previeus year, the total number of persons brought to trial in Magistrates' Courts was 47,304 (excluding 316 persons committed to sessions during the year) against 53,877 in the previous year. Of the persons brought to trial the cases in respect of 42,964 against 48,277 in the previous year were disposed of, the percentage being 90·8 against 89·6 and representing a continued improvement. The total number of persons convicted was 24,021 and of those acquitted or discharged 17,461. The proportion of persons convicted to those acquitted or discharged was 57·9 to 42·1 against 58·6 to 41·3 in the previous year. The number of persons whose cases were left pending at the end of the year was 4,340 against 5,600 at the end of the previous year.

5. Offences under the Penal Code.

(*i*) *Affecting the human body.*—The number of persons tried for offences under this head was 8,585 (against 9,209 in the previous year) or 18·1 per cent of the total number of persons brought to trial (against 17·08 per cent in the previous year). The cases concerning 7,282 persons (against 7,666 in the previous year) were disposed of, 431 or 5·9 per cent (against 451 or 5·8 per cent)

being convicted. The largest proportion of persons, 7,861 (4,561 *plus* 3,300) or 91·5 per cent (against 8,100 or 87·9 per cent), were as usual, concerned in offences of hurt and assault.

(*ii*) *Affecting property.*—The number of persons dealt with under this head was 9,138 or 19·3 per cent of the total number of persons brought to trial (against 10,097 or 18·7 per cent in the previous year). The cases of 7,630 persons were disposed of, the percentage of conviction being 32·1 against 30·3 in the previous year. Of the total number of persons brought to trial under this head 55·9 per cent were dealt with for offences of theft and 23·5 per cent for trespass against 55·1 per cent and 25·9 per cent respectively in the previous year.

6. Offences punishable under Special and Local Laws.

The number of persons brought to trial under this head was 25,179 or 53·2 per cent of the total number of persons brought to trial against 27,799 or 51·59 per cent in the previous year. The cases against 24,292 persons were disposed of, 20,189 or 83·1 per cent being convicted against 85·05 per cent in the previous year. Details of offences under Special and Local Laws have been given with figures under each law separately in the statement appended to this report.

7. Heinous Offences punishable under the Indian Penal Code.

Information regarding these offences is embodied in statement 'A' annexed.

Compared with the previous year's figures there was an increase in offence of culpable homicide not amounting to murder (10 against 9), cattle theft (1·5 against 121), and of receiving stolen property (35 against 32), while there was a fall in offences of giving false evidence (31 against 34), grievous hurt (227 against 359), rape (1 against 8), theft (1,945 against 1,987) and robbery (31 against 41) The number of cases of murder was 60 as in the previous year.

8. General Results of Magisterial Work.

(*Vide* statement No. 4 as regards persons and statement 'B' as regards cases.)

(*a*) *Work done.*—The number of persons dealt with by Magistrates was 47,304 (excluding 316 persons committed to sessions) against 53,877, a decrease of 6,573 persons. There was a corresponding decrease in the number of cases, namely, 32,092 against 35,642 in 1939-40.

(*i*) *District Magistrates' Courts.*—Twenty cases regarding 21 persons (against 31 cases regarding 47 persons in the previous year) were before District Magistrates. None of these cases was left pending at the end of the year.

(*ii*) *Stipendiary Magistrates' Courts.*—By Stipendiary Magistrates other than District Magistrates 27,934 cases regarding 39,952 persons were disposed of against 30,518 cases regarding 44,801 persons in the previous year. The number of cases left pending was 1,764 against 2,249 in the previous year.

(*iii*) *Benches of Honorary Magistrates.*—Benches of Honorary Magistrates had before them 2,350 cases, regarding 3,655 persons, against 2,844 cases, regarding 4,431 persons, in the previous year; and they disposed of 2,206 cases, regarding 3,307 persons, against 2,590 cases, regarding 3,855 persons, in the previous year. The number of cases left pending was 144 against 254 in the previous year.

(*b*) *Pendency.*—It is satisfactory that there was a decrease in the total number of cases and of persons awaiting trial at the end of the year, the respective numbers being 1,908 and 4,340 against 2,503 and 5,600 in the previous year.

(*c*) *Average Duration.*—In the Courts of the District Magistrates the average duration of trials was 11·8 days against 31·6 days in 1939-40, 26·6 days in 1938-39 and 50·6 days in 1937-38. In the Courts of other Stipendiary Magistrates it was 32·1 days against 37·7 days in 1939-40, 40·4 days in 1938-39 and 52·1 days in 1937-38. In Honorary Magistrates' Courts the average duration was 37·46 days against 42·2 days in 1939-40, 36·8 days in 1938-39 and 40·8 days in 1937-38.

(*d*) *Cases over six months old.*—The number of regular cases over six months old left pending at the end of the year was 29 against 112 at the end of the previous year—the lowest number on record. This reduction by 83 cases or 74 per cent shows that there has been a very considerable improvement in this matter. Of the 29 cases more than six months old 12 were in the Bangalore District, 8 in the Mysore District, 5 in the Hassan District and 4 in the Kadur District. Five of the Districts, namely, Kolar, Tumkur, Mandya, Shimoga and Chitaldrug were clear of such cases at the end of the year. The total number of such old cases pending in the Courts of Special Magistrates was 13 and before Benches of Honorary Magistrates 16. Of the 30 Special Magistrates' and 7 Munsiff-Magistrates' Courts 30 Courts were free of such cases against 14 in the previous year. The largest number pending was 5, in the Second City Magistrate's Court at Mysore. There was some improvement in the disposal of old cases by the Benches of Honorary Magistrates, the total number of such cases pending at the end of the year being 16 against 31 in 1939-40. Of the 16 cases 11 were before the Bench of Honorary Magistrates at Bangalore, 4 before the Bench at Hassan and 1 before the Bench at Chikmagalur. But, considering the kind of cases which such Benches hear, they were often deplorably dilatory; and that is why it was necessary to abolish two Benches and to restrict the jurisdiction of two others, as stated above.

9. Miscellaneous Proceedings in the Courts of the Magistrates.

(*a*) The total number of miscellaneous proceedings before Magistrates was 854, concerning 1,153 persons, against 1,138 concerning 2,306 persons in the previous year. The largest number of cases related, as before, to disputes regarding immoveable property (Chapter XII, Code of Criminal Procedure), namely 194 cases, concerning 731 persons, against 266 cases, concernin 955 persons in the previous year.

(*b*) *Average duration.*—Out of 854 cases for disposal 758 cases (against 1,015 cases) were disposed of, leaving 96 cases (against 123) pending. The average duration was 61·17 days against 68·07 days 1939-40.

(*c*) *Possession Cases.*—The number of cases pending at the beginning of the year was 60 against 87 in the

year 1939-40. The number of cases instituted was 134 (72 by private parties and 62 by Police), making a total of 194 cases for disposal. Of these 148 cases were disposed of, leaving 46 pending at the end of the year. The average duration of possession cases disposed of was 136·23 days against 135·5 days in the previous year. There was a reduction in the number of cases instituted by private parties, from 120 to 72; but the number was still high and showed that Magistrates must still be on their guard against entertaining cases of this nature, which parties wish to launch merely as first moves in civil disputes. There was great variation in the number of such cases brought by private parties in different Districts. In the Bangalore District it was 24, and in the Tumkur District it was 10; in the Chitaldrug, Kadur and Mandya Districts it was only 4, 3 and 2, respectively.

(*d*) *Security for keeping the Peace.*—The number of cases pending at the beginning of the year was 21. The number instituted during the year was 36 (4 by private parties and 32 by Police), making a total of 57 cases for disposal. Of these 47 were disposed of, leaving 10 pending at the end of the year. The average duration of cases disposed of was 118·5 days against 93·9 days during the previous year.

(*e*) *Security for good behaviour.*—The number of cases pending at the beginning of the year was 15. The number of cases instituted during the year was 99 (all by the Police) making a total of 114 cases for disposal. Of these 105 were disposed of, leaving 9 pending at the end of the year. The average duration of cases disposed of was 48·96 days against 44·5 in the previous year.

(*f*) *Cases over six months old.*—In Miscellaneous cases also, taken separately, there was a reduction in the number which were six months old at the end of the year but still un-finished. In the previous year it was 18. In the year under report it was 7. In the Chitaldrug District 4 such cases were pending, and in each of the Districts of Bangalore, Hassan and Kadur 1. The Districts of Kolar, Tumkur, Mysore, Mandya and Shimoga were clear of such cases.

10. Examination of Witnesses.

In Magistrates' Courts 63,050 witnesses appeared during the year (in both Regular and Miscellaneous cases),

the number of those examined being 50,799 (80·5 per cent) against 56,189 (81·03 per cent), in the previous year. The amount of travelling allowance and batta paid to witnesses was Rs. 2,491-15-6 against Rs. 2,543-10-6 in the previous year. It is reported that no witness was detained for more than three days in any Magistrate's Court. But this does not mean that many witnesses were not put to the inconvenience of attending on more than three occasions.

11. Juvenile Offenders.

From the statement appended to this report it will be seen that the number of Juvenile Offenders brought before Magistrates' Courts was 415 against 357 in 1939-40 and 271 in 1938-39. Out of the total 110 were in the Bangalore District and 83 in the Mysore District. The number of Juvenile Offenders convicted was 342 against 302 in the previous year. Of those convicted 130 were dealt with under the provisions of Section 562 of the Code of Criminal Procedure (against 105 in the previous year), and 77 were fined. The number imprisoned was 102 against 89 in the previous year, which itself was too many, and the number whipped was 33 against 42.

12. Sessions Work.

(*Vide* STATEMENT No. 4.)

(i) There were 35 sessions cases, involving 125 persons, left over from the previous year, and 150 cases, involving 308 persons, were received during the year, making a total of 185 cases, involving 433 persons, for trial against 180 cases, involving 506 persons, in the previous year. The disposals in the Bangalore, Mysore and Shimoga Divisions were respectively, 78, 50 and 37 cases against 69, 39 and 37 cases, as shown in the statement given below :—

Courts	Opening balance		Filed		Total for disposal		Disposed of		Pending		Remarks
	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	
1	2	3	4	5	6	7	8	9	10	11	12
1. Bangalore Division.—											
Sessions Judge and Additional Sessions Judges.	12	35	55	106	67	141	58	116	9	25	
Assistant Sessions Judge ...	2	4	17	26	19	30	19	30	...	...	
Second Additional Sessions Judge.	...	...	1	5	1	5	1	5	...	...	
Total ...	14	39	73	137	87	176	78	151	9	25	
2. Mysore Division.—											
Sessions Judge ...	16	66	81	97	48	174	45	163	3	11	
Assistant Sessions Judge ...	1*	11*	5	5	5	5	4	4	1	1	
Additional Assistant Sessions Judge.	...	...	1	1	1	1	1	1	...	...	
Total ...	17	77	37	103	54	180	50	168	4	12	
3. Shimoga Division.—											
Sessions Judge ...	3	7	33	60	36	67	33	64	3	3	
Assistant Sessions Judge ...	1	2	7	8	8	10	4	6	4	4	
Total ...	4	9	40	68	44	77	37	70	7	7	
Grand Total ...	35	125	150	308	185	433	165	389	20	44	

*One case of 11 persons pending from the previous year was retransferred to the file of Sessions Judge.

The total number of cases disposed of was 165 against 145 in the previous year, a considerable increase of work. The total number of cases left pending at the end of the year was 20 against 35 in the previous year. In this matter there was considerable improvement in the Mysore Division.

(ii) *Trial by Jury—(Vide Statement No. 13).*—The number of cases tried by Jury was 30 against 22 in the previous year. The Judge accepted the Jury's verdict in all the 30 cases.

(iii) *Trial with the aid of Assessors—(Vide Statement No. 13).*—The number of cases tried with the aid of Assessors was 95 against 88 in the previous year. The Judge agreed with all the Assessors in 66 cases and differed from one or more of them in the other cases.

(iv) *Witnesses Examined.*—The total number of witnesses examined in Sessions trials was 2,268 against 1,974 in the previous year, 915 (against 795) in the Bangalore Division, 779 (against 606) in the Mysore Division and 574 (against 573) in the Shimoga Division. The total amount of batta and travelling allowance paid to witnesses in Sessions Courts was Rs. 3,949-7-6 against Rs. 3,600-2-9 in the previous year.

(v) *Average duration.*—The average duration of Sessions Cases was 58·7 days against 58·19 days in the previous year, 51 days in 1938-39, and 43·3 days in 1937-38. The average duration in the Bangalore, Mysore and Shimoga Divisions was respectively 45·7 (against 53·9), 87·7 (against 82·9), and 46·9 (against 39·9) days. The delay in the Mysore Division was partly due to the number of cases left over from the previous year, which made prompt disposal of new cases difficult.

13. Trial of European British Subjects.

No case was pending before a Justice of the Peace at the beginning of the year. Three cases were instituted (2 at Bangalore and 1 at Mysore) during the year, and 2 were disposed of, leaving 1 pending at the end of the year.

14. Appeals.

(*Vide* STATEMENT No. 6.)

1. The appellate Courts subordinate to the High Court had to deal with 717 regular appeals, preferred by

984 persons, against 754 appeals, preferred by 1,123 persons, in the previous year. Of these 190 appeals, preferred by 316 persons (against 214 appeals of 385 persons), were before Magistrates, and 527 appeals, preferred by 668 persons (against 540 appeals of 738 persons), were before Sessions Judges. The number of appeals disposed of by Magistrates was 172, relating to 286 persons (against 204 relating to 372 persons), leaving 18 appeals, relating to 30 persons (against 10 appeals of 13 persons), pending at the end of the year. In the Sessions Courts the number of appeals pending at the beginning of the year was 60; the number received during the year was 467; the number disposed of was 480; and the number left pending was 47. The appellate work of Sessions Judges continued to be heavy. In the Bangalore Sessions Court 276 appeals were filed in the year, and 13 were pending at the beginning of the year; 261 appeals were disposed of (against 266) and 28 were left pending. In the Mysore Sessions Court 101 appeals were received, and 43 were pending at the beginning of the year; 137 were disposed of (against 142) and only 7 were left pending. In the Shimoga Sessions Court 90 appeals were received, and 4 were pending at the beginning of the year; 82 were disposed of, and 12 were left pending. On the whole appellate work was satisfactorily up-to-date.

The details are given in the Statement below :—

Courts	For disposal		Disposed of		Pending		Remarks
	Cases	Persons	Cases	Persons	Cases	Persons	
SESSIONS COURTS.							
Bangalore Division ...	289	329	261	292	28	37	
Mysore do ...	144	193	137	185	7	8	
Shimoga do ...	94	146	82	105	12	41	
Total ...	527	668	480	582	47	86	
DISTRICT MAGISTRATES AND OTHER MAGISTRATES.							
Bangalore District ...	26	35	24	31	2	4	
Kolar do ...	39	49	37	47	2	2	
Tumkur do ...	4	52	31	49	3	3	
Mysore do ...	6	15	6	15	...	...	
Mandya do ...	3	6	3	6	...	...	
Hassan do ...	2	16	12	16	...	...	
Shimoga do ...	7	102	42	97	5	5	
Kadur do ...	0	38	15	23	5	15	
Chitaldrug do ...	3	3	2	2	1	1	
Total ...	190	316	172	286	18	30	
Grand Total ...	717	984	652	868	65	116	

(*ii*) *Average duration.*—The average duration of appeals disposed of by Sessions Judges was 36·1 days against 36·04 in the previous year. In the Bangalore Sessions Court the average was 26·5 days (against 19·54 in 1939-40, 16·2 in 1938-39, 36·4 in 1937-38 and 125·5 in 1936-37). In the Mysore Sessions Court it was 61·9 days (against 75·8 in the previous year); and in the Shimoga Sessions Court it was 24 days (against 18·6 days in the previous year). The average duration of appeals disposed of in the Magistrates' Courts was 33·7 days (against 31·26 days in the previous year, 30·3 days in 1938-39 and 30·9 days in 1937-38). As in the previous year, except in the Mysore Sessions Court, these figures may be regarded as satisfactory.

15. Revision.

(*Vide* STATEMENT No. 6 AND SPECIAL STATEMENT No. 2).

(*i*) The number of revision petitions pending before Sessions Judges and District Magistrates at the beginning of the year was 20 and 8, respectively. The number received during the year was 190 (81 in Sessions Courts and 109 in District Magistrates' Courts). Out of 218 petitions, relating to 563 persons, for disposal 88, relating to 209 persons, were disposed of by Sessions Judges, and 100, relating to 279 persons, by the District Magistrates. The number of petitions pending at the end of the year in Sessions Courts was 13, relating to 33 persons (against 20 relating to 31 persons at the end of the previous year) and in the District Magistrates' Courts 17, relating to 42 persons (against 8 relating to 14 persons).

(*ii*) *Average duration.*—The average duration of revision petitions disposed of by Sessions Judges was 59·8 days (against 74·18) while in the District Magistrates' Courts it was 23·17 days (against 42·17). The average duration in the Bangalore Sessions Court was 40·9 days; in the Mysore Sessions Court it was 81·9 days; and in the Shimoga Sessions Court it was only 26·4 days. Though there was some improvement in reducing the

average duration in the Mysore Division (81·9 against 125·6 days), it was still unfortunately high.

16. Punishments.

(*Vide* STATEMENT No. 5).

Four persons were sentenced to death by Sessions Judges, the same number as in the previous year; and 23 persons (against 29 in the previous year) were sentenced to transportation for life.

Of 2,483 persons imprisoned (against 3,167 in the previous year) 2,042 or 82·2 per cent (against 2,603 or 82·19 per cent) were sentenced to imprisonment for six months and under, and 441 or 17·7 per cent (against 564 or 17·8 per cent) for longer periods.

The number of persons fined was 21,680 against 24,498 in the previous year. The total amount of fines imposed and realised were respectively Rs. 95,888-3-2 and Rs. 69,006-7-4 (against 2,47,748-9-4 and Rs. 64,896-6-8 in the previous year). The amount of compensation paid was Rs. 2,191-4-9 against Rs. 988-8-6 in 1939-40.

17. General.

On the whole the work of the Sessions Courts was up-to-date. In the Magistrates' Courts there was considerable improvement. The number of regular cases before Magistrates which were 6 months old but still unfinished at the end of the year was at last reduced to moderate figures. It was only 29 compared with 112 in the previous year, 336 in 1938-39 and an average of 266, in the 5 years 1934-35 to 1938-39. It may be hoped that in future every Magistrate will try to avoid the discredit of having any case so old on his file which some cause beyond his control does not prevent him from finishing.

PART III.

1. Records.

The statement given below shows the number of case-records received and dealt with during the year in the Record Rooms of District Magistrates :—

District	Number of records received during the year	Number of time-expired records destroyed during the year	Remarks
Bangalore ...	19,053	36,821	
Kolar ...	3,881	3,674	
Tumkur ...	2,052	2,000	10,000 records were notified and ready for destruction.
Mysore ...	8,785	7,858	
Mandya ...	1,802	167	
Hassan ...	2,281	9,061	
Shimoga ...	3,286	1,878	5,811 records were notified for destruction.
Kadur ...	1,078	3,791	
Chitaldrug ...	1,374	1,296	
Total ...	43,592	66,546	

A large number of records was destroyed in the Bangalore District. In the Tumkur District, where a temporary additional clerk was employed for a period of six months from 1st February 1941, 2,000 records were destroyed and 10,000 others were sorted and notified in the Gazette and were awaiting destruction. In Shimoga District, where a temporary record-keeper and a temporary dafterband were at work, 1,878 records were destroyed and 5,811 records were sorted and notified in the Gazette for destruction.

2. Verification of Stock.

All the District Magistrates report that the Stock Registers have been properly maintained in their Courts and also in the Courts subordinate to them and that no

deficiency nor excess was noticed on inspection except that in the Special First Class Magistrate's Court at Seringapatam, 5 books were missing. The District Magistrate of Mandya has reported that steps have been taken to replace these missing books.

3. Inspection.

The District Magistrates inspected all the subordinate Criminal Courts in their Districts except the Courts of the *ex-officio* First Class Magistrates of Dodballapur and Bangalore in the Bangalore District. The Judges of the High Court inspected all the Sessions Courts and 14 Magistrates' Courts (9 District Magistrates' Courts and 5 Special Magistrates' Courts) during the year. The notes of inspection submitted to the High Court by District Magistrates were scrutinised, and directions were given when necessary.

4. Rented Buildings.

The following Courts were accommodated in rented buildings:—

		Monthly rent. Rs.
1.	Special First Class Magistrate's Court, Tiptur	30
2.	Special First Class Magistrate's Court, Nanjangud	40
3.	First Magistrate's Court, Shimoga ...	75
4.	Special First Class Magistrate's Court, Sagar	30
5.	Special First Class Magistrate's Court, Davangere	35
6.	Bench of Honorary Magistrates, Magadi	8

T. SHAMIENGAR,
Registrar.

STATEMENT "A"—Statement showing Heinous Offences in the Mysore State during the year 1940-41.

Year	Districts	Giving false evidence		Murder		Culpable homicide not amounting to murder		Grievous hurt		Rape		Theft		Cattle Theft		Robbery		Dacoity		Receiving stolen property		Remarks
		Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	
1939-40 ...	Bangalore District.	4	4	12	12	...	...	22	27	...	...	494	588	...	...	1	1	...	...	1	1	
1940-41 ...		7	10	5	5	...	...	26	47	...	...	386	482	...	...	3	4	...	...	6	7	
1939-40 ..	Kolar do ...	3	4	13	13	1	1	5	13	5	5	495	376	50	58	12	58	...	...	9	13	
1940-41 ..		...	...	9	11	1	1	18	49	1	1	404	581	50	69	2	4	...	...	1	1	
1939-40 ..	Tumkur do ...	4	4	...	...	3	3	3	8	...	...	93	159	28	34	2	2	...	...	...	...	
1940-41 ...		1	2	...	...	1	1	9	17	...	...	71	89	26	36	2	6	...	...	...	...	
1939-40 ...	Mysore do ...	5	5	15	32	2	2	86	221	2	2	346	501	14	21	10	38	...	...	7	8	
1940-41 ...		5	5	10	32	8	8	89	270	...	...	497	796	31	40	4	27	...	...	11	12	
1939-40 ...	Hassan do ...	7	7	8	17	1	1	204	491	1	1	237	455	15	24	...	...	...	...	10	15	
1940-41 ...		3	3	15	32	...	...	107	242	...	...	166	294	18	31	3	6	...	...	8	13	
1939-40 ...	Shimoga do ...	5	5	6	9	...	...	10	19	...	...	100	129	10	10	1	1	1	1	...	...	
1940-41 ...		5	6	...	...	...	...	5	6	...	...	65	65	10	10	1	2	...	...	6	6	
1939-40 ...	Kadur do ...	6	6	6	13	...	...	8	33	...	...	129	265	...	...	15	102	...	...	...	...	
1940-41 ...		6	8	10	22	...	...	...	...	...	...	146	263	...	...	7	41	...	...	...	...	
1939-40 ...	Chitaldrug do ...	...	...	...	...	...	...	10	20	...	...	48	67	...	...	...	...	...	...	5	7	
1940-41 ...		1	1	5	5	...	...	13	27	...	...	88	128	...	...	3	7	...	...	1	1	
1939-40 ...	Mandya do ...	...	...	...	...	2	2	11	21	...	...	45	58	4	4	...	...	...	...	...	...	
1940-41 ...		3	3	6	6	...	...	50	134	...	...	122	281	...	...	6	34	...	...	2	2	
1939-40 ...	Total ...	34	35	60	146	9	9	359	853	8	8	1,987	2,598	121	151	41	202	1	4	32	44	
1940-41 ..		31	38	60	113	10	10	227	792	1	1	1,945	2,949	135	186	31	181	...	...	35	42	

STATEMENT "B"

Statement showing the Original Regular Work in the Courts of the District Magistrates, Stipendiary Magistrates and Benches of Honorary Magistrates during the year 1940-41.

Districts	District Magistrates			Stipendiary Magistrates			Benches of Honorary Magistrates			Remarks
	For disposal	Disposed of	Pending	For disposal	Disposed of	Pending	For disposal	Disposed of	Pending	
1	2	3	4	5	6	7	8	9	10	11
Bangalore	5	5	...	8,013	7,508	505	776	693	83	
Kolar	...	...	...	2,947	2,803	144	195	191	4	
Tumkur	1	1	...	2,068	1,918	150	161	161	...	
Mysore	1	1	...	8,077	7,799	278	...	...	...	No Bench Courts.
Mandya	...	...	...	1,966	1,878	88	...	...	...	Do
Hassan	...	...	...	810	690	120	1,083	1,037	46	
Shimoga	9	9	...	3,442	3,166	276	...	...	...	Do
Kadur	...	...	...	1,131	1,015	116	135	124	11	
Chitaldrug	4	4	...	1,244	1,157	87	...	...	...	Do
Total ...	20	20	...	29,698	27,934	1,764	2,350	2,206	144	

CJP

JUDICIAL STATEMENT No. I—(*Criminal*).

Statement showing the number of Judicial Divisions and the number of officers exercising Appellate or Original Jurisdiction in the Mysore State for the last day of the year 1940-41 with cost of tribunals.

Names of Divisions	Area	Population	Number of Divisions for Courts under High Court, but superior to Chief Courts of Districts	Number of Districts	Number of Sub-Districts	Total number of officers exercising Original or Appellate Jurisdiction: Judges of High Court	Judges of other Courts superior to Chief District Courts	Judges of Chief Courts of Districts	Judges of District Courts other than the High Court	Judges of other Subordinate Courts	Total number of cases decided: Originals: Regular	Originals: Miscellaneous	Appeals: Regular	Appeals: Miscellaneous	Total Receipts of the Courts	Total Charges of the Courts	Remarks
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
															Rs. a. p.	Rs. a. p.	
Bangalore Division.	...	...	1	3	...	...	2	3	...	30	13,358	444	353	59	49,062 5 5	1,06,028 14 5	
Mysore Division.	...	...	1	3	...	...	1	3	...	18	11,455	215	158	37	25,176 1 9	64,311 2 5	
Shimoga Division.	...	...	1	3	...	...	1	3	...	12	5,512	142	141	11	24,596 0 10	61,379 1 10	
High Court ...	...	...	...	...	...	6				...	...	...	70	487			
Total ...	29,312 sq. miles	71,70,714	3	9	...	6	4	9	...	60	30,325	801	722	594	98,834 8 0	2,31,719 2 8	

ANNUAL JUDICIAL STATEMENT No. 2—(*Criminal*)—*contd.*

Statement of offences reported and persons tried, convicted and acquitted of each class of offences in the Mysore State in the year 1940-41.

Description of offences	Number of offences reported	Number of cases returned as true	Number of cases brought to trial during the year	Number of persons: Under trial during the year including pending from previous year*	Number of persons: Acquitted or discharged	Number of persons: Convicted	Number of persons: Died, escaped or transferred to another province†	Number of persons: Struck off under C.L. 144	Dealt with under Section 562, Cr. P. C.	Remaining under trial
1	2	3	4	5	6	7	8	9	10	11
Offences against the State, Chapter VI of the Indian Penal Code ...	...	...	...	...	...	...	...	...	...	...
Do relating to the Army and Navy Chapter VII ...	...	...	...	...	...	...	...	...	...	...
Do against the public tranquillity do VIII ...	376	373	384	2,277	1,232	721	64	6	...	254
Do by or relating to public servants do IX ...	15	14	15	19	5	14	...	6	...	...
Contempts of the lawful authority of public servants do X ...	90	90	90	93	17	54	2	2	...	12
False evidence and offences against public justice do XI ...	79	79	81	97—2	37—1	36	4	1	2	17—1
Offences relating to coin and Government stamps do XII ...	5	5	5	13—8	4—2	7—6	...	...	1	1
Do relating to weights and measures do XIII ...	62	62	62	63	6	51	1	1	1	3
Do affecting the public health, safety, convenience, decency and morals do XIV ...	15	15	15	26	17	8	...	...	...	1
Do relating to religion do XV ...	5	4	4	9	2	1	...	...	...	6
Offences affecting the human body, Chapter XIV. — Offences affecting life ...	182	178	178	411—227	184—107	115—87	9	4	11	88—33
Causing of miscarriage injuries to unborn children exposure of infants and the concealment of births ...	27	25	27	44—1	9	13—1	...	...	2	10
Hurt	1,622	1,535	1,567	4,609—48	3,512—38	259—10	64	12	12	750
Wrongful restraint and wrongful confinement	127	105	110	394	327	13	...	...	...	54
Criminal force and assault ...	1,234	1,190	1,211	3,300	2,765	104	14	3	2	412
Kidnapping, forcible abduction, slavery and forced labour ...	61	52	54	136—23	81—16	31—6	...	...	1	23—1
Rape	2	2	2	2—2	...	2—2	...	...	...	...
Unnatural offences	...	...	...	...	...	...	...	...	...	...

ANNUAL JUDICIAL STATEMENT No. 2—(*Criminal*)—*concld.*

Description of offences		Number of offences reported	Number of cases returned as true	Number of cases brought to trial during the year	Number of persons					Dealt with under Section 562, Cr. P. C.	Remaining under trial
					Under trial, during the year including pending from previous year*	Acquitted or discharged	Convicted	Died, escaped or transferred to another Province†	Struck off under C. L. 144		
1		2	3	4	5	6	7	8	9	10	11
Offences against property, Chapter XVII.	Theft	3,245	2,835	2,851	5,175—59	2,051—18	1,950—37	123	16	333	702—4
	Extortion	15	15	15	75	60	1	...	...	...	14
	Robbery and dacoity	81	69	73	355—41	234- 24	43—17	2	13	...	63
	Criminal misappropriation of property...	7	7	7	12	8	4	...	...	...	...
	Criminal breach of trust	410	378	402	458	195	142	3	21	15	82
	Receiving of stolen property ...	43	43	44	62—7	25—3	27—4	6	...	3	1
	Cheating	172	160	166	413—2	236—2	39	8	4	3	123
	Fraudulent deeds and disposition of Property	13	13	13	37	19	...	...	...	...	18
	Mischief	160	146	151	515—4	392—4	21	6	3	1	92
	Criminal trespass	875	737	747	2,149	1,408	281	18	8	17	417
Offences relating to documents and to trade or property marks	Chapter XVIII ...	21	18	21	71—8	33	2—2	...	...	...	35—rfd.case
Criminal breach of contracts of service	do XIX ...	1	1	1	4	4	...	...	...	...	...
Offences relating to marriage	do XX ...	35	34	34	87	66	2	...	...	...	19
Defamation	do XXI ...	117	108	116	345	237	19	14	...	...	75
Criminal intimidation, insult and annoyance	do XXII ...	557	533	536	1,313	1,037	44	8	...	2	222
Sec. 511	do XXIII ...	1	1	1	3	...	...	...	...	...	3
Offences under special and local laws	... ...	22,780	22,779	22,796	25,180—1	3,474—1	20,189	121	499	10	887
	Grand Total ...	32,433	31,604	31,777	47,737—433	17,677-216	24,193-172	467	599	416	4,384--44

The figures indicated by—sign relate to Sessions Courts and they have been included in the totals.

* That is, the total of the columns 5 to 9.

Special statement relating to Special and Local Laws for 1940-41.

Special and Local Laws	Number of cases brought to trial	Number of persons						
		Under trial during the year including pending from previous year	Acquitted or discharged	Convicted	Died, escaped, etc.	Remaining under trial	Struck off	Dealt with under Sec. 526 C. Cr. P.	Committed to Sessions
1	2	3	4	5	6	7	8	9	10
1. Offences under the Motor Vehicles Act	1,788	2,026	223	1,673	6	85	39	...	...
2. Do Police Act ...	9,609	11,125	628	10,035	41	326	95	10	...
3. Do Excise Act ...	528	592	75	492	7	18	...	...	...
4. Do Forest Act ...	71	132	69	37	11	15	...	...	...
5. Do Explosives Act ...	28	36	11	18	1	4	2	...	...
6. Do Arms Act ...	171	172	25	127	3	17	...	...	...
7. Do Criminal Tribes Act ...	108	112	19	74	2	11	6	...	...
8. Do Municipal Act ...	4,121	4,178	1,703	2,041	4	227	203	...	...
9. Do Railways Act ..	172	195	17	174	...	3	1	...	...
10. Do Village Panchayet Act	72	81	15	60	...	6	...	...	...
11. Do Public Conveyance Act	971	971	22	929	....	2	18	...	...
12. Offences under the Village Police Rules.	1,600	1,628	81	1,532	...	4	1	...	...
13. Do Cattle Trespass Act ...	30	60	41	18	...	1	...	...	...
14. Do Mysore Road Traffic and Motor Taxes Act.	1,221	1,482	326	946	40	85	85	...	...
15. Do Copy Right Act ...	...	...	...	...	...	...	...	...	...
16. Do Juvenile Smoking Act	5	5	...	5	...	...	...	...	...
17. Do Game and Fish Preservation Act.	8	15	3	12	...	...	...	...	...
18. Offences under the Prevention of Cruelty to Animals.	1,259	1,259	27	1,222	...	1	9	...	...
19. Do Indian Post Office Act...	1	...	...	...	...	..	...	...	2
20. Do Insolvency Act ...	...	...	...	...	...	...	...	...	...
21. Do Co-operative Societies Act.	...	...	...	...	...	...	...	...	...
22. Do Petroleum Act ...	4	6	5	1	...	...	...	...	...
23. Do Mines Act ...	62	89	11	76	...	1	1	...	...
24. Do Weights and Measures Act.	129	131	4	120	...	4	3	...	...
25. Do Mysore Cinematograph Act.	1	2	1	1	...	...	...	...	...
26. Do Irrigation Act ...	19	33	13	8	...	13	...	...	...
27. Do K.G.F. Sanitary Board Act.	291	297	20	276	...	1	...	...	...
28. Do Compulsory Vaccination Rules.	...	...	...	...	...	...	...	...	...
29. Do Opium Act ...	...	...	...	...	...	...	...	...	...
30. Do Destruction and Secretion of diseased Cattle Act.	...	...	...	...	...	...	...	...	...
31. Do Factories Act ...	7	7	4	2	...	1	...	..	...
32. Do Infant Marriage Act ...	...	...	...	...	...	...	...	...	...
33. Do Prevention of Adulteration Act.	277	280	42	172	...	30	36	...	...
34. Do Talimkhana Act ...	1	3	1	1	...	...	...	...	...
35. Do Amusements Tax Act	...	...	...	...	...	...	...	...	...
36. Offences under the Counterfeit Coins	...	...	...	...	...	...	...	...	...
37. Do Defence of India Act ...	20	21	6	9	...	6	...	...	...
38. Do Supression of Brothels Act.	6	87	5	78	...	9	...	...	...
39. Do Companies Act ...	2	4	4	...	...	...	...	...	...
40. Do Press Act ...	1	1	....	1	...	...	...	...	...
41. Do Public Security Act ...	9	12	...	11	...	1	...	...	...

Special statement relating to Special and Local Laws for 1940-41.

Special and Local Laws	Number of cases brought to trial.	Number of persons							
		Under trial during the year including pending from previous year.	Acquitted or discharged	Convict	Died, escaped, etc.	Remaining under trial.	Struck off	Dealt with under Sec. 526 Cr. P. C.	Committed to Sessions
1	2	3	4	5	6	7	8	9	10
42. Offences under Manufacture of Salts Act.	1	6	6	...	...	...	...	...	...
43. Do Census Act ...	3	3	1	...	1	1	...	...	...
44. Do Tobacco Act ...	1	1	1	...	...	...	...	...	...
45. Do District Boards Act ...	1	1	...	1	...	...	...	...	...
46. Do Wireless Telegraphy Act.	2	2	...	2	...	...	...	...	...
47. Do Land Acquisition Act ...		1	...	1	...	...	...	...	...
48 Do Coffee Pest Act ...	30	32	13	17	...	2	..	...	...
49. Do Vaccination Rules ...	8	8	7	1	...	...	...	...	...
50. Do Bhadravati New Town Board Act.	9	12	2	8	...	2	...	...	...
51. Do Destructive Pest Act...	54	54	40	5	2	7	...	...	...
52. Do Coffee Husk Act ...	7	10	2	1	3	4	...	...	...
53. Do Extradition Act ...	7	7	...	7	...	...	...	...	...
Total ...	22,796	25,179	8,473	20,189	121	887	499	10	2

ANNUAL JUDICIAL STATEMENT No. 3—(*Criminal*).

Statement of Miscellaneous Proceedings under the Code of Criminal Procedure in the Mysore State during the year 1940-41.

Nature of Proceedings	Total number of cases before the Courts during the year.	Number of persons concerned	Number of persons discharged	Number of persons convicted	Pending	Remarks
1. Frivolous or vexatious complaints dealt with under Chapter XX Section 250 ...	17	19	4	15	...	
2. Proceedings against witnesses under Chapter IV (c) and Section 485 ...	1	1	1	...	...	
3. Forfeiture of bail or recognizance under Chapter XLII ...	42	92	48	58	1	
4. Non-attendance of Jurors or Assessors, Chapter XXIII ...	15	15	14	1	...	
5. Contempt of Courts under Chapter XXXV ...	4	6	4	1	1	
6. Proceedings under Chapter VIII to prevent breach of the peace ...	58	31	141	34	56	
7. Security for good behaviour under, Chapter VIII ...	114	47	49	88	10	
8. Proceedings against local nuisances, Chapter XX ...	35	92	26	66	...	
9. Possession, Chapter XII ...	194	31	396	160	175	
10. Maintenance, ,, XXXVI ...	71	94	43	40	11	
11. Proceedings under Lunacy Act ...	166	37	24	142	1	
12. Proceedings under Section 528 ...	113	56	118	41	7	
13. Proceedings under Sections 516, 517, 518 and 523 ...	11	11	2	4	5	
14. Bail applications (Sections 497 and 498) ...	6	10	9	1	...	
15. Proceedings under Railway Act ...	13	13	...	13	...	
16. Criminal Tribes Act ...	11	11	1	10	...	
17. Proceedings under Extradition Act ...	4	4	...	4	...	
18. Application against Notice of demand issued under Section 86 of the Municipal Act. ...	6	6	2	4	...	
19. Proceedings under the Mysore Security Act	6	6	3	...	3	
20. Proceedings under Section 563 ...	1	1	...	1	...	
21. Proceedings under 476 ...	2	2	1	1	...	
22. Proceedings under Section 552 ...	2	2	1	...	1	
23. Proceedings under Land Acquisition Act ...	...	...	...	...	...	
24. Proceedings under Section 188 ...	1	2	1	1	...	
25. Proceedings under Section 386 ...	1	1	...	1	...	
26. Proceedings under Section 7 of Cattle Trespass Act ...	1	1	...	1	...	
27. Proceedings under Mysore Insurance Act ...	1	1	1	...	...	
28. Proceedings under Section 100 ...	2	8	7	...	1	
*Total ...	898	1,850	891	687	272	
*This includes figures relating to Courts of Sessions ...	44	97	43	53	1	

ANNUAL JUDICIAL STATEMENT No. 4—(*Criminal*).

Statement showing the General Result of Criminal Trial in the Tribunals of various classes in the Mysore State during the year 1940-41.

Class of Court	Total number of persons under trial	Died escaped or transferred to another Province	Discharged or acquitted	Convicted		Committed or referred	Persons remaining under trial at the end of the year	Dealt with under Section 562, Code of Cr. P.	Struck off	Number of cases disposed of during the year	Average number of days during which each case lasted	Number of witnesses examined	Remarks
				On regular trial	On summary trial								
1	2	3	4	5	6	7	8	9	10	11	12	13	14
Stipendiary Magistrates	43,944	451	15,967	7,094	15,161	316	3,992	374	589	27,984	32·1	46,566	
Benches of Magistrates	3,655	15	1,493	1,748	...	...	348	41	10	2,206	37·46	3,819	
Chief Magistrates of Districts ...	21	1	1	15	3	...	...	1	...	20	11·8	14	
Courts of Sessions	433	...	216	172	...	1	44	...	...	165	58·7	2,268	
Total ...	48,053	467	17,677	9,029	15,164	317	4,384	416	689	30,325	32·6	52,667	

ANNUAL JUDICIAL STATEMENT No. 5—*(Criminal)*.

Statement showing the punishment inflicted by the various Criminal Tribunals in the Mysore State in the year 1940-41.

Class of Tribunal	Persons sentenced to								Persons ordered to be fined or give security or recognizance to keep the peace or security for good behaviour	Persons imprisoned in default of security for good behaviour	Details of Punishment			
				Imprisonment							Fines			
	Death	Transportation	Penal servitude	Rigorous	Simple	Forfeiture of property	Fine	Whipping			Rs. 10 and under	Rs. 50 and under	Rs. 100 and under	Rs. 500 and under
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Special Magis ...	...	...	...	2,044	162	...	20,048	54	107	16	18,845	1,041	123	31
Bench Magistrates ...	...	...	...	87	28	...	1,635	...	...	...	1,616	19	...	...
District Magistrates ...	...	...	...	10	7	...	1	...	...	...	1	...	...	...
Sessions Courts ...	4	23	...	144	1	...	1	...	...	...	...	...	...	1
Total ...	4	23	...	2,285	198	...	21,680	54	107	16	20,462	1,060	123	32

STATEMEMT No. 5—(*Criminal*)—*concld.*

Class of Tribunal	Details of Punishment													
	Fines					Imprisonment					Whipped			Number of boys whose sentences were commuted to detention in a Reformatory School
	Rs. 1,000 and under	Above Rs. 1,000	Total amount of fine imposed during the year	Total amount of fine realized during the year*	Amount paid by way of compensation	15 days and under	6 months and under	2 years and under	7 years and under	Above 7 years	10 stripes and under	20 stripes and under	30 stripes and under	
	16	17	18	19	20	21	22	23	24	25	26	27	28	29
			Rs. a. p.	Rs. a. p.	Rs. a. p.									
Special Magistrates ...	3	...	93,378 13 2	67,208 13 4	2,181 4 9	464	1,438	304	...	...	53	1	...	...
Bench Magistrates ...	...	...	2,299 6 0	1,780 2 0	10 0 0	65	50	...	...	...	...	...	...	...
District Magistrates ...	...	...	10 0 0	10 0 0	.....	7	1	9	...	...	...	...	...	...
Sessions Courts ...	...	...	200 0 0	7 8 0	.....	...	17	57	70	1	...	...	...	...
Grand Total ...	3	...	95,888 3 2	69,006 7 4	2,191 4 9	536	1,506	370	70	1	53	1	...	...

ANNUAL JUDICIAL STATEMENT No. 6—(*Criminal*).

Statement showing the Result of Appeals and Revisions in Criminal Cases in the Mysore State in the year 1940-41.

Tribunals	Number of persons											
	Total number of appellants and applicants for revision before the Courts	Died, escaped, or transferred to another Province	Appeals or applications rejected	Sentence or order confirmed	Sentence enhanced	Sentence reduced or otherwise altered	Sentence reversed	Proceedings quashed	New trial or further enquiry ordered	Referred for revision to the High Court	Pending trial	Average number of days during which each appeal lasted
APPEALS.												
To Chief Magistrates of Districts ...	316	...	10	120	...	48	91	10	7	...	30	33·7
To Courts of Sessions ...	668	...	13	350	...	95	115	...	9	...	86	36·1
To High Court ...	113	...	10	57	...	20	24	...	2	...	...	30·5
Total ...	1,097	...	33	527	...	163	230	10	18	...	116	...
REVISION.												
By Courts of Sessions ...	242	...	3	153	...	...	3	...	50	...	33	59·8
By Courts of Chief Magistrates of District	321	...	43	120	...	...	10	9	97	...	42	23·17
By High Court ...	612	...	15	363	4	63	122	...	42	...	3	...
Grand Total ...	1,175	...	61	636	4	63	135	9	189	...	78	...

ANNUAL JUDICIAL STATEMENT No. 13—(*Criminal*).

Statement showing the use of Jurors and Assessors in the Criminal Courts in the Mysore State in the year 1940-41.

Classes of Courts in which Jurors or Assessors were employed, distinguishing Civil from Criminal Courts.	Established or average number of Jury or Assessors in each case and prescribed qualifications	Number of cases tried by Jury	Number of cases tried with the aid of Assessors	July trial					Assessors trials				Remarks
				Cases in which the Judge approved of the verdict	Cases in which the Judge did not approve of the verdict		Number of persons of the verdict in respect of whom the Judge disapproved		Number of cases in which Judge agreed with the Assessors	Number of cases in which Judge differed from			
					Wholly	Partly	Whose cases he referred under section 307, Cr.P.C.	Whose cases he did dot refer under section 307, Cr.P.C.		One Assessor	Two Assessors	All Assessors	
COURTS OF SESSION.													
Bangalore Division.—													
Sessions Court ...	Assessors 3	14	41	14	...	...	...	...	25	3	7	6	
Additional Sessions Court ...	Jurors 5												
Assistant Session Court ...													
Mysore Division.—													
Sessions Court													
Assistant Sessions Court	Assessors 3	3	33	3	...	...	...	...	28	...	5	...	
Additional Asst. Sessions Court	Jurors 7												
Shimoga Division.—													
Sessions Court ...	Assessors 3	13	21	13	...	..	..	...	13	2	3	3	
Assistant Sessions Court ...	Jurors 5												
Total ...		30	95	30	...	...	..	...	66	5	15	9	

SPECIAL STATEMENT No. 1.

Statement showing the institution and disposal of procession cases, etc., in the State of Mysore during the year 1940-41.

Serial No.	Kinds of cases	Number pending at the beginning of the year	No. of cases instituted during the year			Disposed of during the year	Pending	Average duration	Remarks
			By private parties	By police	Total for disposal				
1	2	3	4	5	6	7	8	9	10
1	Possession cases	60	72	62	194	148	46	136·23	
2	Security cases (Breach of Peace)	21	4	32	57	47	10	118·5	
3	Security cases (Good behaviour).	15	...	99	114	105	9	48·96	
	Total ...	96	76	193	365	300	65	102·91	

SPECIAL STATEMENT No. 2.

Statement showing the institutions and disposal of Revision Cases in the State of Mysore, during the year 1940-41.

Name of the Court	No. pending at the beginning of the year	No. of cases instituted during the year	Total for disposal	Disposed of during the year	Average duration	Pending at the end of the year	Remarks
1	2	3	4	5	6	7	8
SESSIONS COURTS.							
Bangalore Division ...	4	29	33	31	40·9	2	
Mysore do ...	15	36	51	45	81·9	6	
Shimoga do ...	1	16	17	12	26·4	5	
Total ...	20	81	101	88	59·8	13	
DISTRICT MAGISTRATES.							
Bangalore ...	...	22	22	14	30·34	8	
Kolar ...	1	12	13	10	24·0	3	
Tumkur ...	2	24	26	25	40·0	1	
Mysore ...	...	6	6	5	53·2	1	
Hassan ...	3	10	13	13	30·5	...	
Mandya ...	1	4	5	5	48·0	...	
Shimoga ...	...	8	8	7	28·6	1	
Kadur ...	...	12	12	12	90·0	...	
Chitaldrug ...	1	11	12	9	38·0	3	
Total ...	8	109	117	100	23·17	17	
Grand Total ...	28	190	218	188	40·3	30	

Statement showing the number of Juvenile Offenders brought before the Courts and how they were dealt with in the State of Mysore during the year 1940-41.

Names of Courts	Number brought before the Courts	Number convicted	How they were dealt with				Discharged or acquitted
			Fined	Imprisoned	Dealt with under Section 562, C. Cr. P.	Whipped	
1	2	3	4	5	6	7	8
Sessions Court, Bangalore...	1	...	...	...	...	...	1
Do Mysore ...	...	...	...	...	...	...	...
Do Shimoga ...	...	...	...	...	...	...	...
Total ...	1	...	...	...	...	...	1
Districts—Bangalore ...	110	83	5	42	36	...	27
Kolar ...	59	51	14	12	25	...	8
Tumkur ...	49	37	20	5	12	...	12
Mysore ...	83	80	6	26	15	33	3
Hassan ...	8	7	...	...	7	...	1
Mandya ...	18	18	2	6	10	...	...
Shimoga ...	66	52	27	7	18	...	14
Kadur ...	17	10	3	4	3	...	7
Chitaldrug ...	5	4	...	...	4	...	1
Total ...	415	342	77	102	130	33	73

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